

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

DANNY W. PICKARD, #245939

Plaintiff,

V.

SGT. MOORE, *et al.*,

Defendants.

$$\begin{array}{c}) \\) \\) \\) \\) \\) \\) \end{array}$$

) CIVIL ACTION NO. 3:07-cv-00270-MHT-WC

DEFENDANTS' SPECIAL REPORT

COME NOW Sergeant Pierce Moore (hereafter, “Sergeant Moore”), Nurse Tina Riley (hereafter, “Nurse Riley”), and the Russell County Detention Center (hereafter, the “Jail”), (collectively, hereafter, the “Defendants”), Defendants in this action, and submit this Special Report to the Court as follows:

I. INTRODUCTION

On or about March 28, 2007, Plaintiff filed this action against Sergeant Moore, Nurse Riley, and the Jail, alleging violation of his civil rights while he was incarcerated in the Jail. On March 30, 2007, this Court ordered that Defendants file an Answer and Special Report.

II. PLAINTIFF'S ALLEGATIONS

The Plaintiff alleges violations of his civil rights in that he was subjected to excessive force, and denial of adequate medical treatment, all perpetrated by Defendants while the Plaintiff was incarcerated at the Jail.¹

¹ This is an aggregation of the claims made in both of the Plaintiff's Federal Court Complaints, and the claims made in his State Court Complaint. All three Complaints, collectively, will hereafter be denominated the "Complaint."

III. DEFENDANT'S RESPONSE TO PLAINTIFF'S ALLEGATIONS

Defendants Sergeant Moore, Nurse Riley, and the Jail deny the allegations made against them by the Plaintiff, as said allegations are untrue and completely without basis in law or fact.

A. FACTS

The Plaintiff in this action, Danny Wayne Pickard, was incarcerated at the Russell County Jail on January 18, 2007, on a charge of probation violation in the state of Florida.² (See Danny Wayne Pickard's Inmate File (hereafter, "Inmate File"), attached hereto as Exhibit A and incorporated herein as if fully set forth.)

At the time of the Plaintiff's incarceration, the Jail had a policy forbidding the use of excessive force by Jail employees. (Affidavit of Pierce Moore dated May 31, 2007 (hereafter, "Moore Aff."), attached herewith and incorporated herein as Exhibit B, at ¶ 9; Affidavit of Stephen Wurst (hereafter, "Wurst") dated May 31, 2007 (hereafter, "Wurst Aff."), attached herewith and incorporated herein as Exhibit C, at ¶ 9; Affidavit of Danny Bussey (hereafter, "Sergeant Bussey") dated May 31, 2007 (hereafter, "Bussey Aff."), attached herewith and incorporated herein as Exhibit D, at ¶ 8.) It is a violation of Jail policy to use excessive or unnecessary force towards an inmate. Id.

On or about January 22, 2007, at about 3:15 a.m., Sergeant Moore was in the Sergeant's Pod completing paperwork and monitoring the Jail observation cells. (Moore Aff. at ¶ 10.) At that time, the Plaintiff was housed in an observation cell because he had recently been admitted to the Jail while suffering from withdrawal from alcohol and possibly other drugs. Id. At that time, Sergeant Moore heard a banging noise coming from the Plaintiff's cell, and he went to investigate. Id. He witnessed the Plaintiff backing up in his cell, taking several steps forward and ramming his head into the steel cell door. Id. During this time the Plaintiff was repeating in a loud voice that he

² Five days later, while in the Russell County Jail, the Plaintiff was arrested for six (6) related charges of Second Degree Forgery Id.

had to get out of the cell, and that he was going to kill himself. Id. Sergeant Moore (and subsequently Officer Wurst) observed blood on both the Plaintiff's forehead and running down the inside of the cell door. (Id.; Wurst Aff. at ¶ 10.) Sergeant Moore urged to Plaintiff to stop his behavior to prevent further injury, but the Plaintiff continued his behavior. Id. Sergeant Moore called for backup, and opened the cell door and attempted to grab the Plaintiff's arm to secure him. (Id.; Wurst Aff. at ¶ 10.) The Plaintiff resisted Sergeant Moore's attempts to restrain him, and Sergeant Moore applied a one-second burst of chemical spray to attempt to incapacitate the Plaintiff. (Moore Aff. at ¶ 10.) However, the chemical spray appeared to have no affect on the Plaintiff, and he slipped by Sergeant Moore, ran down the hall, and barricaded himself in the property room. Id. At this time Correctional Officers Steven Wurst and Joyce Walden responded. (Id.; Wurst Aff. at ¶ 10.) The property room door would not completely close, and Officers Wurst, Walden and Sergeant Moore managed to force the door open. Id. Upon opening the door, the Plaintiff was discovered in the back corner of the room with a broom in the "baseball bat" position. (Wurst Aff. at ¶ 10.) The officers instructed the Plaintiff to drop the broom and get on the ground, but the Plaintiff did not comply. Id. The Plaintiff exited the room wielding a broom, at which time Sergeant Moore grabbed the Plaintiff's right arm and the officers were able to wrestle the Plaintiff to the ground. (Id.; Moore Aff. at ¶ 10.) The Plaintiff was resisting during this time. (Moore Aff. at ¶ 10.) After the Plaintiff was on the ground Sergeant Moore was able to remove the broom from the Plaintiff's hands, but was unable to apply handcuffs due to the Plaintiff's continued aggressive resistance. Id. Sergeant Moore therefore deployed his collapsible baton and struck the Plaintiff in the lower thigh, on the common peroneal pressure point, in order to gain compliance. Id.³ After one

³ Officer Wurst's testimony is that Sergeant Moore employed his collapsible baton in order to get the Plaintiff on the ground and remove the broomstick from the Plaintiff's hand. (Wurst Aff. at ¶ 10.) Nevertheless, both Wurst's and Moore's testimony agree that Moore employed only a single strike to the Plaintiff's common peroneal (outer thigh area) to subdue the Plaintiff enough to apply handcuffs. (Id.; Moore Aff. at ¶ 10.)

strike, the Plaintiff complied and the officers were able to handcuff him and escort him back to his holding cell. (Id.; Wurst Aff. at ¶ 10.)

At that time Sergeant Moore notified the on-call Jail nurse that she was needed at the Jail immediately. Id. After approximately five (5) to ten (10) minutes, the nurse arrived and the officers advised her of what had occurred. Id. Officer Wurst and Sergeant Moore then re-entered the Plaintiff's holding cell and escorted the Plaintiff to the Jail infirmary for medical treatment. Id. The nurse began treatment on the Plaintiff, and advised the officers that due to the depth of the cut on his head, the Plaintiff needed to be transported to the hospital for treatment. Id. Sergeant Moore then contacted central dispatch and advised them to send Emergency Medical Services to the Jail. Id. A few minutes later EMS arrived, began conducting medical treatment on the Plaintiff, and loaded the Plaintiff into an ambulance for transport to the hospital. Id.

Officer Wurst escorted the Plaintiff to the hospital, riding in the ambulance with him. (Wurst Aff. at ¶ 11.) During the transport, Wurst heard the Plaintiff complaining to the emergency medical technicians that the jail personnel had beat him with tire irons and sprayed him with poison. Id. Wurst also heard him state that he was a P.O.W. and was being held against his will, and that the medics needed to contact the F.B.I. Id. Upon arrival at the hospital, Wurst heard the Plaintiff continue to complain to the hospital staff that he had been beaten with tire irons and sprayed, and that he was being held against his will. Id. Wurst also heard him inform them that they needed to contact his brother in Rome. Id. Wurst observed that any time he was present the Plaintiff would refer to his name, rank and serial number as if he was a prisoner of war; however, if Wurst was not within the Plaintiff's visual area, the Plaintiff would speak to the hospital staff in a normal manner. Id. Wurst also heard the Plaintiff state that he was trying to give the Jail staff "hell" during the incident at the Jail, that the Jail staff was going to kill him when he got back to the Jail, that he was fearful for his life, and that the Jail is a scam to make money. Id. Wurst observed the hospital

medical staff bring a mobile x-ray machine into the Plaintiff's room in order to take an x-ray of his head, though Wurst did not personally observe the x-ray. Id. Wurst observed the medical staff put approximately ten (10) to fifteen (15) staples in the Plaintiff's head, and otherwise treat his head injury. Id. Wurst did not observe the Plaintiff complain of any other injuries, nor did Wurst observe the hospital medical staff treat any other injuries. Id. Wurst did not observe any other injuries on the Plaintiff. Id.

Upon discharge, Wurst notified the jail that he and the Plaintiff needed transportation back to the jail. (Id. at ¶ 12.) Deputy Tim Watford arrived at the hospital for transport, but the Plaintiff refused to leave the hospital bed. Id. Deputy Watford managed to verbally calm the Plaintiff and convince the Plaintiff to exit the hospital and enter the patrol car. Id. As Wurst, Deputy Watford and the Plaintiff were en route to the Jail, the Plaintiff continued to complain that the Jail Staff was going to kill him, etc. Id. Deputy Watford repeatedly instructed the Plaintiff to quiet down, but the Plaintiff did not comply. Id. Upon arrival at the Jail, the Plaintiff was escorted back to his holding cell. Id. Upon the Plaintiff's return from the emergency room that day, he was examined by Dr. Warr, the Jail doctor. (Affidavit of Tina Riley dated May 31, 2007 (hereafter, "Riley Aff."), attached herewith as Exhibit E and incorporated herein as if fully set forth, at ¶ 3.) Nurse Riley assisted in that examination. Id. Dr. Warr and Nurse Riley cleaned the Plaintiff's wound and provided him with medication for pain at that time. Id.

The force used in the aforementioned incident was restricted to the minimum force necessary to gain and maintain control of the Plaintiff and ensure the protection of the Plaintiff and Jail personnel. (Moore Aff. at ¶ 11; Wurst Aff. at ¶ 13.) At no time was the Plaintiff hit in the head, or otherwise assaulted beyond the minimum standardized and approved pressure point and joint manipulation control techniques required to subdue the Plaintiff sufficient to place him in handcuffs. Id.

At the time of the Plaintiff's incarceration, the Jail had an inmate grievance procedure. (Moore Aff. at ¶ 4; Wurst Aff. at ¶ 4; Bussey Aff. at ¶ 4.) Grievances were required to be in writing and could be filed with any member of the Jail Staff. Id. Jail policy provided an exception that allowed emergency grievances to be made orally. Id. Copies of all written grievances were placed in the inmate's file. Id. It was a violation of Jail policy to deny an inmate access to the grievance procedure. (Moore Aff. at ¶ 6; Wurst Aff. at ¶ 6; Bussey Aff. at ¶ 6.) The Plaintiff was aware of the grievance procedure. (Moore Aff. at ¶ 5; Wurst Aff. at ¶ 5; Bussey Aff. at ¶ 5.) The Plaintiff filed a series of grievances with respect to the subject matter of this lawsuit. (Inmate File; Bussey Aff. at ¶ 5.) After receiving the initial grievance on March 1, 2007, Sergeant Bussey began an investigation into the Plaintiff's complaints. Id. On April 5, 2007, he concluded that investigation, and found that there was no evidence to support the allegations contained in the Plaintiff's grievances. Id. However, due to the Plaintiff's statements indicating that he was scared of other inmates, Sergeant Bussey placed the Plaintiff in protective custody in the front of the jail. Id.

The Jail has policies, procedures, and personnel in place to provide inmates with necessary medical care. (Moore Aff. at ¶ 7; Wurst Aff. at ¶ 7; Bussey Aff. at ¶ 7; Riley Aff. at ¶ 4.) Inmates at the Jail can receive routine medical attention by simply requesting it. Id. The Jail's inmate medical policy also includes procedures for more urgent medical needs. Id. If a correctional officer believes he is confronting an obvious emergency, he has full authority to immediately send inmates to the Jail infirmary. Id.

Upon his incarceration (January 18, 2007), the Plaintiff was examined by the Jail medical staff. (Medical File of Danny Pickard (hereafter, "Medical File"), attached herewith as Exhibit F and incorporated herein as if fully set forth.) His Intake Screen notes that he exhibited confusion and poor short term memory, that he had a history of attempted suicide, and that he exhibited auditory and visual hallucinations. Id. He was immediately placed on suicide watch. Id.

On February 3, 2007, the Plaintiff submitted a Medical Request Form complaining of headaches, anxiety, stating that his medication was not working, and seeking help. Id. He was referred to see a doctor and other assistance. Id. On February 6, 2007, the Plaintiff submitted another Medical Request Form complaining that he had passed three (3) kidney stones, and that he had another one. Id. He continued to state that his medication was not working and that he was anxious. Id. He was given two medications and referred to the jail doctor. Id. On March 28, 2007, the Plaintiff submitted another Medical Request Form complaining that his medication was not working. Id. The jail doctor spoke with him regarding this request. Id.

On March 3, 2007, the Plaintiff again submitted a Medical Request Form complaining of anxiety, and stating that his medication was not working. Id. He was referred to the jail doctor. Id. Three days later, on March 6, 2007, the Plaintiff submitted another Medical Request Form complaining about a kidney stone. Id. He was scheduled to see the jail doctor within a few days. Id. However, the very next day (March 7, 2007) the Plaintiff submitted another Medical Request Form asking to see his mental health doctor, and complaining that Nurse Riley was ignoring his previous requests. Id. He was informed the next day that he already had an appointment scheduled with East Alabama Mental Health. Id. On March 12, 2007, the Plaintiff again submitted a Medical Request Form asking that his medication be changed, and complaining of anxiety. Id. He was referred to the jail physician. Id. Two days later he was seen by East Alabama Mental Health. Id. On March 22, 2007, the Plaintiff submitted another Medical Request Form specifically to Nurse Riley complaining about his medications making him sick. Id. That complaint noted that East Alabama Mental Health needed to be contacted regarding changing the Plaintiff's medications. Id. That very same day, however, the Plaintiff submitted another Medical Request Form complaining that he needed to see a dentist regarding a tooth. Id. Despite the Plaintiff's statement that he had

sent previous requests regarding the tooth, this was the first written request received by the jail medical staff. Id. The Plaintiff was put on the list to see a dentist. Id.

On March 23, 2007, the Plaintiff submitted two Medical Request Forms asking for a couple of Tylenol. Id. He was given two Tylenol. Id. On March 30, 2007, the Plaintiff submitted a Medical Request Form asking for help with his tooth, and also asking for a snack to keep his medication from upsetting his stomach. Id. The snack was not approved. Id. However, on April 1, 2007, the Plaintiff again submitted a Medical Request Form asking about a snack and help with his tooth. Id. Again, the snack was not approved. Id. On that same day, the Plaintiff submitted two more Medical Request Forms asking for some Tylenol. Id. Both requests indicate that he was given two Tylenol. Id. On May 21, 2007, the Plaintiff submitted a final Medical Request Form asking for Tylenol and something for a sore throat. Id. He was given two Tylenol and two throat lozenges. Id.

Nurse Riley has no personal knowledge of the facts of the Plaintiff's Complaint. (Riley Aff. at ¶ 3.) She works an eight-to-five day shift, and was not on duty during the times relevant to the Plaintiff's Complaint. Id. She has no personal knowledge of the Plaintiff suffering from seizures. (Id. at ¶ 6.) At one time the Plaintiff did complain of kidney stones, and a urinalysis was performed by Dr. Warr. Id. There was a trace of puss, but no indication of blood in his urine, which is indicative of kidney stones. Id. Nevertheless, out of an abundance of caution, the Plaintiff received an antibiotic and pain reliever as a result of that examination. Id. Nurse Riley has never thrown away, discarded, or otherwise destroyed medical request forms from the Plaintiff or any other inmate. (Id. at ¶ 7; Medical File.)

B. LAW RELATING TO THE PLAINTIFF'S ALLEGATIONS

1. The Plaintiff's Claims Against the Russell County Detention Center are Due To Be Dismissed.

The Plaintiff's claims against the Russell County Detention Center (the Jail) are due to be dismissed because the Jail is not a valid legal entity capable of being sued. Sheriff's departments, and by extension their jails, are not legal entities, and under Alabama law do not have the capacity to be sued. Dean v. Barber, 951 F.2d 1210, 1214-15 (11th Cir. 1992) ("Sheriff's departments and police departments are not usually considered legal entities subject to suit").

2. The Plaintiff's Claims are Barred by the Prison Litigation Reform Act for Failure to Exhaust Administrative Remedies.

The Prison Litigation Reform Act requires exhaustion of all available administrative remedies *before filing a lawsuit* under 42 U.S.C. § 1983. See 42 U.S.C. § 1997e(a) (2005). Exhaustion is required for "all inmate suits about prison life, whether they involve general circumstances or particular episodes, and whether they allege excessive force or some other wrong." Porter v. Nussle, 534 U.S. 516, 532 (2002). The Plaintiff in this case has not utilized a distinct administrative remedy available to him; he has failed to pursue a grievance through the State Board of Adjustment. See Brown v. Tombs, 139 F.3d 1102, 1103-04 (6th Cir. 1998) (requiring prisoners to affirmatively show that they have exhausted administrative remedies). Alabama law provides the opportunity to file a claim and proceed before the Alabama State Board of Adjustment pursuant to Ala. Code § 41-9-60 et seq. The Plaintiff has failed to do so. Because the State has provided an administrative remedy that the Plaintiff failed to exhaust, the Plaintiff's claims are barred by 42 U.S.C. § 1997e(a). See Alexander v. Hawk, 159 F.3d 1321, 1326-27 (11th Cir. 1998) (affirming dismissal of present action due to failure to exhaust administrative remedies).

3. The Defendants, in Their Official Capacities, Are Entitled to Judgment in Their Favor as a Matter of Law.

In his Complaint, the Plaintiff has not designated whether he is suing the Defendants in their official or individual capacities. Out of an abundance of caution, to the extent the Plaintiff's Complaint can be construed as making official capacity claims, the Eleventh Amendment bars such claims. Additionally Defendants, in their official capacities, are not "persons" for purposes of 42 U.S.C. § 1983.

(a) All official capacity claims against Defendants are barred by the Eleventh Amendment to the United States Constitution.

The Plaintiff's official capacity claims are due to be dismissed for lack of subject matter jurisdiction. Defendants are executive officers of the State of Alabama. Therefore, a suit against Defendants, in their official capacities, is a suit against the State of Alabama. See Hafer, 502 U.S. at 25; Lancaster, 116 F.3d at 1429; see also Kentucky v. Graham, 473 U.S. at 165-66. Because this suit is, in effect, a suit against the State of Alabama, the Eleventh Amendment to the United States Constitution bars the Plaintiff's claims under § 1983. See Free v. Granger, 887 F.2d 1552, 1557 (11th Cir. 1989); see also Dean v. Barber, 951 F.2d 1210, 1215 n.5 (11th Cir. 1992); Carr v. City of Florence, 916 F.2d 1521, 1525 (11th Cir. 1990) (citing Parker v. Williams, 862 F.2d 1471, 1476 (11th Cir. 1989) and upholding the proposition that a deputy sued in his official capacity is entitled to Eleventh Amendment immunity). Thus, this Court lacks subject matter jurisdiction over these claims.

(b) Defendants, in their official capacities, are not "persons" for purposes of 42 U.S.C. § 1983.

42 U.S.C. § 1983 prohibits a person, acting under color of law, from depriving another of his rights secured by the United States Constitution. 42 U.S.C. § 1983. The United States Supreme Court has held that a state official sued in his or her official capacity, is not a "person" under § 1983. Will v. Michigan Dep't of State Police, 491 U.S. 58, 71 (1989). Thus, any claims

against these Defendants, in their official capacities, are due to be dismissed because Defendants are not “persons” under § 1983, and therefore, these claims fail to state a claim upon which relief can be granted. Id.; Carr, 916 F.2d at 1525 n.3 (citing Will and noting that, in addition to entitlement to Eleventh Amendment immunity, “neither a State nor its officials acting in their official capacities are a ‘person’ under § 1983”).

4. Defendants are Entitled to Qualified Immunity.

In the event this Court construes the Plaintiff’s Complaint to include claims against the Defendants in their individual capacities, the Defendants are entitled to qualified immunity and a dismissal of Plaintiff’s claims unless they violated his clearly established constitutional rights of which a reasonable person would have known. Lancaster v. Monroe County, 116 F.3d 1419, 1424 (11th Cir. 1997). Qualified immunity is a protection designed to allow government officials to avoid the expense and disruption of trial. Ansley v. Heinrich, 925 F.2d 1339, 1345 (11th Cir. 1991). The Eleventh Circuit Court of Appeals has observed, “[t]hat qualified immunity protects governmental actors is the usual rule; only in exceptional cases will government actors have no shield against claims made against them in their *individual capacities*.” Lassiter v. Alabama A & M Univ., 28 F.3d 1146 (11th Cir. 1994) (en banc) (emphasis in original) (footnote omitted). In the light of pre-existing law the unlawfulness must be apparent. Anderson v. Creighton, 483 U.S. 635, 640 (1987). Mere statements of broad legal truisms, without more, are not sufficient to overcome qualified immunity. Post v. City of Ft. Lauderdale, 7 F.3d 1552, 1557 (11th Cir. 1993).

Once a defendant has asserted the defense of qualified immunity, the threshold inquiry a court must undertake is whether the plaintiff’s allegations, if true, establish a constitutional violation. Saucier v. Katz, 533 U.S. 194, 201 (2001). This initial inquiry is whether “[t]aken in the light most favorable to the party asserting the injury, do the facts alleged show the officer’s conduct violated a constitutional right?” Id. (citing Siegert v. Gilley, 500 U.S. 226, 232 (1991)). The second

inquiry is, if a constitutional violation is stated, were these rights “clearly established” to the degree that these Defendants had “fair warning” that their conduct violated the Plaintiff’s constitutional rights? Willingham v. Loughnan, 321 F.3d 1299, 1301 (11th Cir. 2003).

In making an assessment of whether the particular conduct of these Defendants was clearly established as being violative of constitutional dictates, the reviewing court must examine the state of law at the time the alleged deprivation occurred. See Rodgers v. Horsley, 39 F.3d 308, 311 (11th Cir. 1994). A constitutional right is clearly established only if its contours are “sufficiently clear that a reasonable official would understand that what he is doing violates that right.” Anderson v. Creighton, 483 U.S. 635, 640 (1987); Lancaster v. Monroe County, 116 F.3d 1419, 1424 (11th Cir. 1997). “In this circuit, the law can be ‘clearly established’ for qualified immunity purposes only by decisions of the U.S. Supreme Court, Eleventh Circuit Court of Appeals, or the highest court of the state where the case arose.” Jenkins v. Talladega Board of Education, 115 F.3d 821, 827 (11th Cir. 1997) (en banc) (citations omitted).

The instant Plaintiff alleges that he was unlawfully subjected to excessive force by the Defendants and further, that he was denied medical care. The Defendants are entitled to judgment in their favor as a matter of law on these claims for three reasons. First, these Defendants’ policies and actions were not deliberately indifferent to a constitutional right of the Plaintiff. Second, the Defendants did not promulgate policies that caused the Plaintiff’s alleged constitutional deprivations. Third, no clearly established law provided these Defendants with “fair warning” that their conduct was unlawful.

(a) **The Plaintiff did not suffer from an objectively serious medical need.**

The Constitution does not mandate comfortable prisons. Rhodes v. Chapman, 452 U.S. 337, 349 (1981). Jail officials must provide humane conditions of confinement, ensuring that inmates receive adequate food, clothing, shelter, and medical care. Hudson v. Palmer, 468 U.S. 517, 526-

527 (1984). A claim is stated only where the conditions of confinement pose a risk to the health or safety of an inmate and the defendant official is deliberately indifferent to that risk. Farmer, 511 U.S. at 837.

A constitutional violation for denial of medical care is stated where the facts tend to show that a Jail official was deliberately indifferent to the serious medical needs of an inmate. See Estelle v. Gamble, 429 U.S. 97, 104 (1976). The Plaintiff must satisfy both an objective and a subjective inquiry. Taylor v. Adams, 221 F.3d 1254, 1257 (11th Cir. 2000); Adams v. Poag, 61 F.3d 1537, 1543 (11th Cir. 1995). First, he must show an objectively serious medical need. Taylor, 221 F.3d at 1258; Adams, 61 F.3d at 1543. Second, the Plaintiff must demonstrate that the Defendants acted, or failed to act, with an attitude of “deliberate indifference” to that serious medical need. Farmer v. Brennan, 511 U.S. 825, 834 (1994). A prison official cannot be deliberately indifferent to an excessive risk to an inmate’s health unless he is both “aware of the facts from which the inference could be drawn that a substantial risk of serious harm exists, and . . . draws[s] the inference.” Farmer, 511 U.S. at 837. In the instant case, the Plaintiff has failed to allege any facts tending to show that these Defendants knew of a serious medical condition.

An inmate does not have a right to a *specific* kind of treatment. City of Revere v. Massachusetts General Hosp., 463 U.S. 239, 246 (1983) (holding, “the injured detainee’s constitutional right is to receive the needed medical treatment; *how [a municipality] obtains such treatment is not a federal constitutional question*”) (emphasis added). Furthermore, this Court should not substitute its medically untrained judgment for the professional judgment of the medical health professionals who treated the Plaintiff. See Waldrop v. Evans, 871 F.2d 1030, 1035 (11th Cir. 1989) (observing that “when a prison inmate has received medical care, courts hesitate to find an Eighth Amendment violation”); Hamm v. DeKalb County, 774 F.2d 1567, 1575 (11th Cir. 1985) (stating that the evidence showed the plaintiff received “significant” medical care while in Jail, and

although plaintiff may have desired different modes of treatment, care provided by Jail did not constitute deliberate indifference), cert. denied, 475 U.S. 1096 (1986); Westlake v. Lucas, 537 F.2d 857, 860 n.5 (6th Cir. 1976) (stating “Where a prisoner has received some medical attention and the dispute is over the adequacy of the treatment, federal courts are generally reluctant to second guess medical judgments”). The Plaintiff has not alleged any facts to show that he has been in danger of serious injury. Consequently, he cannot show an objectively serious medical need for purposes of this lawsuit.

In the instant case, the Plaintiff has failed to allege any facts tending to show that these Defendants knew he was suffering from a serious medical condition. Plaintiff submitted sixteen medical requests. (See, Medical File.) All of those requests were responded to promptly (often the same day) and placed in the Plaintiff’s medical file. Id. Most of the complaints referenced the Plaintiff’s anxiety, dissatisfaction with his medication, and a tooth problem. Id. None of these complaints constitute a serious medical condition. Nurse Riley has testified that she has no knowledge of the Plaintiff suffering seizures, and the Plaintiff’s Medical File makes no reference whatsoever to any seizures. (Riley Aff. at ¶ 6; Medical File.) Though the Plaintiff was tested for kidney stones, there was no evidence to support that diagnosis; nevertheless, out of an abundance of caution, the Plaintiff was provided with an antibiotic and a pain reliever. (Riley Aff. at ¶ 6.) In fact, every time the Plaintiff requested Tylenol via a Medical Request Form, he was given two Tylenol. (Medical File.) Again, there is no evidence that the Jail staff, or these particular Defendants, knew of any serious medical condition afflicting the Plaintiff.

(b) **The Complaint fails to allege a constitutional violation in that Defendants were not deliberately indifferent to the Plaintiff’s serious medical needs.**

These Defendants were not deliberately indifferent to any objectively serious need that could be construed in the Plaintiff’s Complaint. In order to be deliberately indifferent, an official

must both know of a serious risk of harm and disregard it. Farmer, 511 U.S. at 837. There is absolutely no evidence, and Plaintiff does not allege, that the Defendants knew of any serious medical condition afflicting the Plaintiff.

Further, Sergeant Moore does not have any kind of medical education, training or experience. He relies upon the professional judgment of medical professionals who have been retained to provide care to the inmates. While the Eleventh Circuit has not had an opportunity to visit this issue, the Eighth Circuit has addressed a similar claim. In Meloy v. Bachmeier, 302 F.3d 845 (8th Cir. 2002), a former inmate sued several prison doctors, a nurse, and the prison's medical director for failing to provide him with a positive air pressure machine needed to treat his sleep apnea. 302 F.3d at 847. Reversing the district court's denial of summary judgment for the director, the Eighth Circuit began by making some common sense observations. "A prison's medical treatment director who lacks medical expertise cannot be liable for the medical staff's diagnostic decisions." 302 F.3d at 847 citing, Camberos v. Branstad, 73 F.3d 174, 176 (8th Cir. 1995). Further, the Meloy court stated "[p]rison officials cannot substitute their judgment for a medical professional's prescription." Id. citing, Zentmyer v. Kendall County, 220 F.3d 805, 812 (7th Cir. 2000). Finally, the court held:

The law does not clearly require an administrator with less medical training to second-guess or disregard a treating physician's treatment decision. Because the law was not clearly established that [the director] was deliberately indifferent to [the plaintiff's] serious medical needs, [the director] is entitled to qualified immunity.

302 F.3d at 849.

Assuming, *arguendo*, that the Jail's medical staff in some way did not properly respond to the Plaintiff's medical complaints, Sergeant Moore not been deliberately indifferent.⁴ The Russell

⁴ Of course, as amply demonstrated above, it is clear that the Jail medical staff did indeed respond to the Plaintiff's medical complaints in a timely manner.

County Jail staff is *required* to rely upon the Jail medical staff. They cannot supplant their untrained opinion for that of medical professionals.

(c) **The Complaint fails to allege a constitutional violation in that Defendants were not deliberately indifferent to the Plaintiff's constitutional rights by their use of force.**

The Eleventh Circuit has stated that to establish an excessive force violation a prisoner must prove that his injury was caused by an unnecessary and wanton infliction of pain. In such cases a court must decide whether force was applied in a good-faith effort to maintain or restore discipline, or maliciously and cruelly to cause harm. Harris v. Chapman, 97 F.3d 499, 505 (11th Cir. 1996); McBride v. Rivers, No. 5:04-CV-26, 2005 WL 1163192 at *3 (May 16, 2005).

The United States Supreme Court has ruled that “prison administrators should be accorded wide-ranging deference in the adoption and execution of policies and practices that in their judgment are needed to preserve the internal order and discipline and to maintain institutional security.” McBride, 2005 WL 1163192 at *4. The Court has further stated that this deference extends to measures taken in response to an actual confrontation with a disorderly inmate. Id. Consequently, a judge should not freely substitute his judgment for that of officials who have made a considered choice. Id. See also, Whitley v. Albers, 106 S.Ct. 1078 (1986).

In the case at bar, the Jail has a policy forbidding the use of excessive force. (Moore Aff. at ¶ 9; Wurst Aff. at ¶ 9; Bussey Aff. at ¶ 8.) However, it is undisputed that occasionally physical force is necessary to ensure the security and safety of the facility. Id. In this case, the minimum reasonable amount of force was used in order to subdue and secure the Plaintiff without risking injury to either the Plaintiff or the Defendants. The Defendants’ contact was pursuant to a legitimate security policy of the Jail, and the force used was *de minimus*. Finally, the contact was initiated in response to the Plaintiff’s disorderly and defiant conduct.

(d) **The Defendants did not subject the Plaintiff to excessive force.**

The Plaintiff cannot meet his burden to establish a Constitutional violation for two (2) reasons. First, the Defendants' actions were done for a proper purpose and not for the purpose of causing harm. Second, the Plaintiff's injuries were *de minimis*.

(i) **The Defendants Used Force for a Legitimate Penological Purpose.**

The standard used in analyzing excessive force claims in Jail settings has been described by the United States Supreme Court as follows: "whether force was applied in a good faith effort to maintain or restore discipline or maliciously or sadistically for the very purpose of causing harm."

Whitley v. Albers, 475 U.S. 312, 320-21 (1984); Bozeman v. Orum, 422 F.3d 125 (11th Cir. 2005).

In Hudson v. McMillian, the United States Supreme Court reasoned:

[C]orrections officers must balance the need "to maintain or restore discipline" through force against the risk of injury to inmate. . . . Prison administrators . . . should be accorded wide-ranging deference in the adoption and execution of policies and practices that in their judgment are needed to preserve internal order and discipline and to maintain institutional security.

503 U.S. 1, 6 (1992) (citations omitted). The factors to be considered in evaluating whether the use of force was wanton and unnecessary include: 1) the need for application of force; 2) the relationship between the need and the amount of force used; 3) the threat reasonably perceived by the prison official; 4) any efforts made to temper the severity of a forceful response; and 5) the extent of the injury suffered by the inmate. Whitley, 475 U.S. at 1085.

"The infliction of pain in the course of a prison security measure . . . does not amount to cruel and unusual punishment simply because it may appear in retrospect that the degree of force authorized or applied for security purposes was unreasonable, and hence unnecessary in the strict sense." Whitley, 475 U.S. at 319.⁵ In evaluating the challenged conduct of Jail officials, a court

⁵ The Supreme Court of the United States has recognized that "not every push or shove, even if it may later seem unnecessary in the peace of a judge's chambers, violates the Fourth Amendment." Graham v. Connor, 490 U.S.

must keep in mind the paramount concerns of maintaining order and discipline in an often dangerous and unruly environment. Ort v. White, 813 F.2d 318, 322 (11th Cir. 1987).

Prison administrators . . . should be accorded wide-ranging deference in the adoption and execution of policies and practices that in their judgment are needed to preserve internal order and discipline and to maintain institutional security. . . . That deference extends to prison security measures taken in response to an actual confrontation with riotous inmates, just as it does to prophylactic or preventive measures intended to reduce the incidence of these or any other breaches of prison discipline.

Whitley, 475 U.S. at 321-322. “[T]he courts give great deference to the actions of prison officials in applying prophylactic or preventive measures intended to reduce the incidence of riots and other breaches of prison discipline.” Williams v. Burton, 943 F.2d 1572, 1576 (11th Cir. 1991). “When the ‘ever-present potential for violent confrontation and conflagration,’ . . . ripens into *actual* unrest and conflict, the admonition that ‘a prison’s internal security is peculiarly a matter normally left to the discretion of prison administrators,’ . . . carries special weight.” Whitley, 475 U.S. at 321 (emphasis in original). In Whitley, the court held that the “shooting [of an inmate in the leg] was part and parcel of a good-faith effort to restore prison security . . . [and] did not violate respondent’s Eighth Amendment right to be free from cruel and unusual punishments.” 475 U.S. at 319.

While placed in the context of a Fourth Amendment excessive force claim, courts have employed standards that are equally applicable to similar claims under the Fourteenth Amendment. “In analyzing whether excessive force was used, courts must look at the totality of the circumstances.” Garrett v. Athens-Clarke County, 378 F.3d 1274, 1280 (11th Cir. 2004). “We must look at the situation not with hindsight, but with the eye of the objectively reasonable officer on the scene.” Garrett, 378 F.3d at 1281. Analyzing a use of force claim “requires an evaluation of the officers’ reasonable apprehension to assess their responses to the circumstances confronting

386, 396 (1989); see also Hudson v. McMillian, 503 U.S. 1, 9 (1992) (citing same principle in reference to excessive force claim in a prison context).

them, particularly in a rapidly evolving situation.” Carr v. Tatangelo, 338 F.3d 1259, 1268 n.17 (11th Cir. 2003).

The instant record demonstrates conclusively the Defendants did not use force maliciously, but for the legitimate purpose of enforcing the policies of the Jail. An analysis of the instant record and the Whitley factors shows that as a matter of law, the Defendants did not use excessive force.

(ii) There was a strong need for force to be applied to the Plaintiff.

The first factor to consider under Whitley is the need for force. 475 U.S. at 1085. Here, there was a strong need for force due to the Plaintiff’s attempts to injure himself, his attempt to escape, his attempt to barricade himself inside the property room, his employment of a weapon (the broom handle), and his noncompliance with the Sergeant Moore’s reasonable orders.

As the United States Supreme Court has noted, this Court should give great deference to the Defendants:

Prison administrators are responsible for maintaining internal order and discipline, for *securing their institutions against unauthorized access or escape*, and for rehabilitating, to the extent that human nature and inadequate resources allow, the inmates placed in their custody. The Herculean obstacles to effective discharge of these duties are too apparent to warrant explication. Suffice it to say that the problems of prisons in America are complex and intractable, and, more to the point, they are not readily susceptible of resolution by decree. Most require expertise, comprehensive planning, and the commitment of resources, all of which are peculiarly within the province of the legislative and executive branches of government. For all of those reasons, courts are ill equipped to deal with the increasingly urgent problems of prison administration and reform. Judicial recognition of that fact reflects no more than a healthy sense of realism.

Id. at 548 n.30 (quoting Procunier v. Martinez, 416 U.S. 396, 404-05 (1974))(emphasis added).

The Plaintiff’s actions, as documented in the record, demonstrate that he was injuring himself, attempting to escape, and was non-compliant with lawful, reasonable requests. Further, the Plaintiff was combative, even wielding a weapon.

The above facts and law lead to the inescapable conclusion that there was a legitimate need for force in restraining Plaintiff. The Plaintiff was attempting to escape and refusing to follow legitimate instructions intended for his own safety and well being, as well as the safety and well being of the other inmates and the Jail staff.

(iii) The force used was reasonable in relation to the need for force.

Defendants' decision to use chemical spray and a collapsible baton on Plaintiff was undeniably reasonable, especially in light of the Plaintiff's attempts to escape and his employment of a weapon in that attempt. Furthermore, the use of such implements on the Plaintiff does not violate the Constitution. Federal appellate courts addressing the issue have authorized the use of force generally to effect inmate obedience. Caldwell v. Moore, 968 F.2d 595, 602 (6th Cir. 1992) (holding that prison officials are entitled to use physical force to compel obedience by inmates); Jolivet v. Cook, 48 F.3d 1232, *1 (10th Cir. 1995) (affirming the district court's granting of correction officers' motion to dismiss where plaintiff alleged that the defendants used a TASER on him after he refused three (3) requests for him to submit to being handcuffed). Even under the more stringent Fourth Amendment standard for analyzing excessive force cases, this and other federal district courts have found no Constitutional violation under similar circumstances. Magee v. City of Daphne, 2006 WL 3791971, *10 (S.D. Ala. 2006) (granting officers Summary Judgment where they used TASERs on an unarmed and intoxicated domestic violence suspect who refused to comply with verbal commands); Devoe v. Rebant, 2006 WL 334297, *6-7 (E.D. Mich. 2006) (relying on Draper and granting Summary Judgment to an officer who used TASER in drive stun mode on resisting *handcuffed* arrestee who was refusing to get in the patrol car).

(iv) Defendants reasonably perceived that the situation posed a potentially significant threat.

As set forth in the immediately preceding sections, the Plaintiff was definitively non-compliant on a regular basis. Despite being ordered to calm down, and most importantly, drop the broom handle, the Plaintiff refused to obey Defendants' orders, but instead rushed at the correctional officers. The chemical spray employed by Sergeant Moore appeared to have no effect, and as a result the Plaintiff managed to escape his cell and make it down the hall to the property room and attempt to barricade himself in. Further, if Sergeant Moore had not used his collapsible baton to effectuate compliance, the Plaintiff could well have used the broom handle he was wielding to injure the corrections officers. The Sixth Circuit has determined that use of pepper spray on a non-violent, non-compliant subject – even a subject that was not under arrest – constitutes a reasonable use of force. Monday v. Oullette, 118 F.3d 1099 (6th Cir. 1997).

“We must avoid substituting our personal notions of proper police procedure for the instantaneous decision of the officer at the scene. We must never allow the theoretical, sanitized world of our imagination to replace the dangerous and complex world that policemen face every day.” Smith v. Freland, 954 F.2d 343, 347 (6th Cir. 1992). “The Constitution simply does not require police to gamble with their lives in the face of a serious threat of harm.” Elliott v. Leavitt, 99 F.3d 640, 641 (4th Cir. 1996).

(v) Defendants tempered the force used.

The undisputed evidence in the record demonstrates conclusively that Defendants took several steps to temper and mitigate the amount of force they used. At any time, had the Plaintiff chosen to comply, he could have avoided being sprayed or struck altogether. Further, Sergeant Moore's strike with his collapsible baton was to a recognized pressure point – the common peroneal nerve located on the outside of the subject's thigh – and he only struck once.

(vi) Any injury inflicted on the Plaintiff by Defendants was minor.

There is absolutely no evidence in the record that Sergeant Moore's use of chemical spray, control tactics, or the collapsible baton caused any significant harm to the Plaintiff. In fact, the Plaintiff's only injury was a significant gash to his head – which he inflicted on himself, as evidenced by the blood on the inside of the Plaintiff's cell door.

Putting all the elements together, the Eleventh Circuit recently affirmed a District Court's Order granting Summary Judgment in favor of two deputies who were accused of excessive force by an inmate. Butler v. Hutson, 147 Fed.Appx. 62 (11th Cir. August 12, 2005). In Butler, the plaintiff and another inmate had had a fight in one of the pod areas. The defendants, deputies, moved the two inmates into the multipurpose room and told them to remain seated in chairs at opposite ends of the room. The deputies left the room and then returned and found the two inmates arguing and the plaintiff moving toward the other inmate. One of the deputies then struck the plaintiff, causing him to trip and fall and break his jaw. The Eleventh Circuit found that because the plaintiff posed a threat to another inmate and disobeyed the deputies order to remain seated, and because the defendants did not have time for any other measures, and because the deputy did not apply any further force once the plaintiff complied with the order to sit down, the deputies' actions did not rise to the level of "malicious and sadistic" conduct for the very purpose of causing harm. Butler v. Hutson, 147 Fed.Appx. at 65.

Just as in Butler, the Plaintiff in this case was violent and noncompliant. He attempted to escape, attempted to barricade himself inside a room, refused to obey orders, and employed a weapon against the corrections officers. The plaintiff's injuries in Butler were far more severe than those complained of by the instant Plaintiff. Finally, Defendants applied only the minimal amount of force required to achieve compliance. If the actions of the deputies in Butler were not malicious or sadistic, clearly, as a matter of law, neither are the actions of these Defendants.

(e) **The Plaintiff's Injuries Were *De Minimis*.**

The *de minimis* nature of the Plaintiff's alleged injuries also mandates judgment in Defendants' favor as a matter of law. Nolin v. Isbell, 207 F.3d 1253, 1257 (11th Cir. 2000) (holding that the application of *de minimis* force will not support a claim for excessive force in violation of the Fourth Amendment.) In Nolin, the defendant officer grabbed the plaintiff from behind by the shoulder and wrist, threw him against a van three or four feet away, kned him in the back, pushed his head into the side of the van, searched his groin area in an uncomfortable manner, and placed the plaintiff in handcuffs. 207 F.3d at 1255. The plaintiff allegedly suffered bruising to his forehead, chest, and wrists. Id. As just discussed, there is no evidence that anything Defendants' did caused the Plaintiff any injury whatsoever.

(f) **The policies and customs of the Russell County Jail have not caused the Plaintiff's alleged injuries.**

The Eleventh Circuit applies a three-prong test that the Plaintiff must satisfy to establish supervisory liability: (1) the supervisor's actions, either in training, promulgating policy, or otherwise, were deliberately indifferent to the Plaintiff's rights; (2) a reasonable person in the supervisor's position would know that his or her actions were deliberately indifferent; and (3) the supervisor's conduct was causally related to the subordinate's constitutional infringement. Greason v. Kemp, 891 F.2d 829, 836-37 (11th Cir. 1990); see also Brown v. Crawford, 906 F.2d 667, 671 (11th Cir. 1990) (citations omitted). Supervisory officials are not liable under § 1983 for the unconstitutional acts of their subordinates "on the basis of *respondeat superior* or vicarious liability." Belcher v. City of Foley, 30 F.3d 1390, 1396 (11th Cir. 1994) (citation and quotation omitted). The causal connection may be established where the supervisor's improper "custom or policy ... result[s] in deliberate indifference to constitutional rights." Rivas v. Freeman, 940 F.2d 1491, 1495 (11th Cir. 1991) (citing Zatler v. Wainwright, 802 F.2d 397 (11th Cir. 1986)). "[T]he inadequacy of police training may serve as the basis for § 1983 liability *only* where the failure to

train amounts to deliberate indifference to the rights of persons with whom the police come into contact.” City of Canton v. Harris, 489 U.S. 378, 388 (1989) (emphasis added). The Complaint fails to allege any of these elements, and there is no evidence to support the allegations even if they were made.

The only way the Plaintiff may state a claim against a supervisory Defendant is in their role as policymakers for the Jail. See Crawford, 906 F.2d at 671. However, neither Defendant is a policymaker for the Jail. Further, the Plaintiff has not made any allegations with respect to training deficiencies in the Jail staff. Id.

Even if any or all of the Defendants are found by the Court to be supervisory officials, an official cannot be held liable just for instituting a facially constitutional policy. See City of Canton v. Harris, 489 U.S. 378, 387 (1989). The policies put in place by these Defendants are constitutionally sound and did not cause the Plaintiff’s alleged injuries. It is undisputed that the Jail has a policy against the unlawful use of force. Further, the unlawful use of excessive force would be a contravention of this policy. This policy, too, is constitutionally sound and did not cause the Plaintiff’s alleged injuries. Further, the Jail has a policy to provide medical treatment to its inmates, and failure to provide such medical treatment would be a contravention of this policy. In sum, there can be no liability for policies which are constitutional.

(g) **No clearly established law provided these Defendants with “fair warning” that their conduct was unlawful.**

Before stripping an official of qualified immunity, clearly established law must provide “fair warning” to the official that his or her conduct was illegal. Willingham, 321 F.3d at 1301. The conduct of these Defendants was in accordance with clearly established law. As the Plaintiff cannot show a constitutional violation of clearly established law, these Defendants are entitled to qualified immunity. See Saucier, 533 U.S. at 201.

IV. MOTION FOR SUMMARY JUDGMENT

A. SUMMARY JUDGMENT STANDARD

On a motion for summary judgment, the court should view the evidence in the light most favorable to the nonmovant. Greason, 891 F.2d at 831. However, a plaintiff “must do more than show that there is some metaphysical doubt as to the material facts.” Matsushita Elec. Indus. Co. v. Zenith Radio Corp., 475 U.S. 574, 586 (1986). Only reasonable inferences with a foundation in the record inure to the nonmovant’s benefit. See Reeves v. Sanderson Plumbing Products, Inc., 530 U.S. 133 (2000). “[T]he court should give credence to the evidence favoring the nonmovant as well as that ‘evidence supporting the moving party that is uncontradicted or unimpeached, at least to the extent that that evidence comes from disinterested witnesses.’” Reeves, 530 U.S. at 151, quoting 9A C. Wright & A. Miller, *Federal Practice and Procedure* § 2529, p. 299.⁶ “A reviewing court need not ‘swallow plaintiff’s invective hook, line and sinker; bald assertions, unsupportable conclusions, periphrastic circumlocutions, and the like need not be credited.’” Marsh v. Butler County, 268 F.3d 1014, 1036 n.16 (11th Cir. 2001) (en banc) quoting Massachusetts School of Law v. American Bar, 142 F.3d 26, 40 (1st Cir. 1998).

B. MOTION FOR SUMMARY JUDGMENT

Defendants respectfully request that this honorable Court treat this Special Report as a motion for summary judgment and grant unto them the same.

⁶ Although Reeves was a review of a motion for judgment as a matter of law after the underlying matter had been tried, the Supreme Court, in determining the proper standard of review relied heavily on the standard for summary judgment stating, “the standard for granting summary judgment ‘mirrors’ the standard for judgment as a matter of law, such that ‘the inquiry under each is the same.’” Reeves, 530 U.S. at 150, citing Anderson v. Liberty Lobby, Inc., 477 U.S. 242, 250-251 (1986); Celotex Corp. v. Catrett, 477 U.S. 317, 323 (1986).

Respectfully submitted, this 7th day of June, 2007.

s/Scott W. Gosnell
SCOTT W. GOSNELL – Bar No. GOS002
Attorney for Defendants
WEBB & ELEY, P.C.
7475 Halcyon Pointe Road (36117)
Post Office Box 240909
Montgomery, Alabama 36124
Telephone: (334) 262-1850
Fax: (334) 262-1889
E-mail: sgosnell@webbeley.com

CERTIFICATE OF SERVICE

I hereby certify that on this the 7th day of June, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF and served the following by U.S. Mail:

Danny Pickard
AIS 245939
Russell County Jail
P.O. Box 640
Phenix City, Alabama 36868

s/Scott W. Gosnell
OF COUNSEL

EXHIBIT A – PART ONE
INMATE FILE OF DANNY WAYNE PICKARD

ALABAMA UNIFORM ARREST REPORT

Fingerprinted	R84 Completed
<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
<input type="checkbox"/> No	<input type="checkbox"/> No

1 ORI # 05700000		2 AGENCY NAME Russell Co. Sheriff's Office		OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION	
3 LAST, FIRST, MIDDLE NAME PICKARD, DANNY, WAYNE				4 SFX	
5 PLACE OF BIRTH (CITY, COUNTY, STATE)		15 SSN 260-92-3515		17 DATE OF BIRTH 05/04/49	
20 SID		21 FINGERPRINT CLASS KEY MAJOR PRIMARY SCDV SUB-SECONDARY FINAL		18 Age 49	
24 FBI		HENRY CLASS		22 DL #	
26 RESIDENT <input checked="" type="checkbox"/> RESIDENT <input type="checkbox"/> NON-RESIDENT		27 HOME ADDRESS (STREET, CITY, STATE, ZIP) 50 NORMAN DR., SEALE, AL 36875		23 ST	
30 EMPLOYER (NAME OF COMPANY/SCHOOL)		31 BUSINESS ADDRESS (STREET, CITY, STATE)		25 IDENTIFICATION COMMENTS	
33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) RUSSELL CO. JAIL		34 SECTOR		32 BUSINESS PHONE	
36 CONDITION OF <input type="checkbox"/> DRUNK <input type="checkbox"/> DRUGS <input checked="" type="checkbox"/> SOBER		37 RESIST ARREST? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		38 INJURIES? <input checked="" type="checkbox"/> 1 NONE <input type="checkbox"/> 2 OFFICER <input type="checkbox"/> 3 ARRESTEE	
41 DATE OF ARREST 04/24/07		42 TIME OF ARREST 2100		39 ARMED? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	
43 DAY OF ARREST S M T W T F S		44 TYPE ARREST <input checked="" type="checkbox"/> ON VIEW <input type="checkbox"/> CALL <input type="checkbox"/> WARRANT		40 DESCRIPTION OF WEAPON <input type="checkbox"/> 1 HANDGUN <input type="checkbox"/> 2 RIFLE <input type="checkbox"/> 3 SHOTGUN <input type="checkbox"/> 4 OTHER FIREARM <input type="checkbox"/> 5 OTHER WEAPON	
46 CHARGE-1 FORGERY 2ND X 4 COUNTS		47 UCR CODE		48 CHARGE-2 <input type="checkbox"/> FEL <input type="checkbox"/> MISD	
50 STATE CODE/LOCAL ORDINANCE 13A-009-003		51 WARRANT # 07 000168.00		49 UCR CODE	
56 CHARGE-3 <input type="checkbox"/> FEL <input type="checkbox"/> MISD		57 UCR CODE		53 STATE CODE/LOCAL ORDINANCE	
60 STATE CODE/LOCAL ORDINANCE		61 WARRANT		54 WARRANT #	
62 DATE ISSUED		63 STATE CODE/LOCAL ORDINANCE		55 DATE ISSUED	
64 WARRANT #		65 DATE ISSUED		56 DATE ISSUED	
66 ARREST DISPOSITION <input checked="" type="checkbox"/> HELD <input type="checkbox"/> TOT-LE <input type="checkbox"/> BAIL <input type="checkbox"/> RELEASED		67 IF OUT ON RELEASE WHAT TYPE?		68 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)	
69 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)		70 VYR		71 VMA	
72 VMO		73 VST		74 VCO TOP	
75 TAG #		76 LIS		77 LIY	
78 IMPOUNDED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		80 STORAGE LOCATION/IMPOUND #		81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED	
82 JUVENILE <input type="checkbox"/> HANDLED AND RELEASED <input type="checkbox"/> REF TO WELFARE AGENCY <input type="checkbox"/> REF TO JUVENILE COURT <input type="checkbox"/> REF TO OTHER POLICE AGENCY		83 RELEASED TO		84 PARENT OR GUARDIAN (LAST FIRST, MIDDLE NAME)	
85 ADDRESS (STREET, CITY, STATE, ZIP)		86 PHONE		87 PARENTS EMPLOYER	
88 OCCUPATION		89 ADDRESS (STREET, CITY, STATE, ZIP)		90 PHONE	
91 DATE AND TIME OF RELEASE 04/24/07 2100		92 RELEASING OFFICER NAME Timothy Watford		93 AGENCY/DIVISION Russell Co. Sheriff's Office	
94 ID # 5759		95 AGENCY/DIVISION Russell Co. Sheriff's Office		96 AGENCY ADDRESS 305 Prentiss Dr., Phenix City, AL 36869	
97 AGENCY ADDRESS		98 PERSONAL PROPERTY RELEASED TO ARRESTEE <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> PARTIAL		99 PROPERTY NOT RELEASED/HELD AT:	
100 PROPERTY		101 SIGNATURE OF RECEIVING OFFICER		102 SIGNATURE OF RELEASING OFFICER	
103 SIGNATURE OF RELEASING OFFICER		104 CASE #		105 SFX	
106 CASE #		107 SFX		108 CASE #	
109 SFX		110 ADDITIONAL CASES CLOSED <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		111 ARRESTING OFFICER (LAST, FIRST, M) Watford, Timothy, A.	
112 ID # 5759		113 ARRESTING OFFICER (LAST, FIRST, M)		114 ID #	
115 SUPERVISOR ID #		116 WATCH CMDR ID #		117 WATCH CMDR ID #	

TYPE OR PRINT IN BLACK INK ONLY

ALABAMA JUDICIAL DATA CENTER
GRAND JURY OF RUSSELL COUNTY
WARRANT OF ARRESTGJ 2007 000168.00
TERM #: APR07-275

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:
 AN INDICTMENT HAS BEEN RETURNED BY THE GRAND JURY OF RUSSELL COUNTY
 AGAINST PICKARD DANNY WAYNE
 50 NORMAN DRIVE

SEALE

AL 36875-0000

CHARGING THE OFFENSE OF:

FORGERY 2ND
 FORGERY 2ND
 FORGERY 2ND

13A-009-003
 13A-009-003
 13A-009-003

CNTS:
 CNTS:
 CNTS:

1
 1
 1

Total Counts
 For 2nd
 X 4

YOU ARE THEREFORE ORDERED TO ARREST THE PERSON NAMED ABOVE AND BRING THAT
 PERSON BEFORE A JUDGE OR MAGISTRATE OF THIS COURT TO ANSWER THE CHARGES
 AGAINST THAT PERSON AND HAVE WITH YOU THEN AND THERE THE WARRANT OF ARREST
 WITH YOUR RETURN THEREON. IF A JUDGE OF MAGISTRATE OF THIS COURT IS
 UNAVAILABLE, OR IF THE ARREST IS MADE IN ANOTHER COUNTY, YOU SHALL TAKE
 THE ACCUSED PERSON BEFORE THE NEAREST OR MOST ACCESSIBLE JUDGE OF
 MAGISTRATE IN THE COUNTY OF ARREST.

BOND SET AT: \$8,000.00

DATE ISSUED: 04/23/2007

CLERK

BY

JBS

EXECUTED THIS 24th DAY OF April, 2007, BY
 ARRESTING THE WITHIN NAMED DEFENDANT Danny W. Pickard

T. A. Wylga
 LAW ENFORCEMENT OFFICER

BY:

A. A. W.

DEFENDANT'S FEATURES:

HT: 6'00" HAIR: BLK DOB: 05/04/1957

WT: 185 SEX: M EYE: BRO RACE: W

SSN: 260923515

ARRAIGNMENT DATE: MAY 3, 2007, AT 10:00 A.M. (E.S.T.)
 REPORT TO COURTROOM 1, SECOND FLOOR, RUSSELL COUNTY COURTHOUSE.
 YOUR RETAINED ATTORNEY MUST APPEAR WITH YOU FOR ARRAIGNMENT.
 IF YOU HAVE ANY QUESTIONS, YOU SHOULD CONTACT YOUR ATTORNEY.

04/23/2007 JOS

Charges Added

Bond Increased

BOOKING CHECKLIST

INMATE NAME: Danny W. Pickard DATE: 1-18-07

The following are enclosed in inmate file:

- 1) Copy of Arrest Report(s)
- 2) Copy of Warrant(s) if possible
- 3) Property Inventory Slip
- 4) Fingerprint Card
- 5) Copy of Waiver (if applicable)
- 6) Copy of Medical Release (if applicable)

The following computer fields have been completed:

- 1) Names Table
- 2) Xname
- 3) Medical History
- 4) Arrest
- 5) Offense (Bond or Fine)
- 6) Housing

Comments:

AKA : Danny Lamar Pickard , was placed as
Danny Wayne Stephens Hixson I
- need photo before release

070118009

Booking Officer's Signature Duseel

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

IDENTIFICATION	1 ORI # 0570000	2 AGENCY NAME Russell County Sheriff's Department		3 CASE #		4 SFX		
	5 LAST, FIRST, MIDDLE NAME Pickard, Danny Wayne					6 ALIAS AKA		
	7 SEX M	8 RACE W	9 HGT. 6'00"	10 WGT. 185	11 EYE BRN	12 HAIR BLK	13 SKIN FAIR	14
	15 PLACE OF BIRTH (CITY, COUNTY, STATE) Muleshoe, Texas				16 SSN 260-92-3515	17 DATE OF BIRTH 05/04/57	18 AGE 49	19 MISCELLANEOUS ID#
ARREST	20 SID #	21 FINGERPRINT CLASS KEY MAJOR PRIMARY SCDV SUB-SECONDARY FINAL				22 DL # 028310898	23 ST GA	
	24 FBI #	HENRY NCIC				25 IDENTIFICATION COMMENTS		
	26	1 RESIDENT 2 NON-RESIDENT		27 HOME ADDRESS (STREET, CITY, STATE, ZIP) 50 Norman Dr., Seale, Alabama 36856		28 RESIDENCE PHONE 706-289-6439 Cell	29 OCCUPATION (BE SPECIFIC) Unemployed	
	30 EMPLOYER (NAME OF COMPANY/SCHOOL) none			31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP) none			32 BUSINESS PHONE	
VEHICLE	33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) 4401 River Chase Drive, Phenix City, AL 36867			34 SECTOR # 0000002		35 ARRESTED FOR YOUR JURISDICTION? YES NO IN STATE OUT OF STATE AGENCY		
	36 CONDITION OF 1 DRUNK ARRESTEE: 2 DRINKING		3 SOBER	37 RESIST ARREST? 1 YES 2 NO	38 INJURIES? 1 NONE	39 ARMED? 1 YES 2 NO	40 DESCRIPTION OF WEAPON 1 HANDGUN 2 RIFLE 3 SHOTGUN 4 OTHER FIREARM 5 OTHER WEAPON	
	41 DATE OF ARREST 01/18/06		42 TIME OF ARREST 4:00 p.m.		43 DAY OF ARREST S M T W T F S 1 2 3 4 5 6 7	44 TYPE ARREST 1 ON VIEW 2 CALL 3 WARR	45 ARRESTED BEFORE? 1 YES 2 NO 3 UNKNOWN	
	46 CHARGE-1 1 FEL 2 MISD Probation Violation, Okaloosa, Florida			47 UCR CODE		48 CHARGE-2 1 FEL 2 MISD		
	49 STATE CODE/LOCAL ORD.		50 WARRANT #		51 DATE ISSUED		52	
	53 STATE CODE/LOCAL ORD.		54 WARRANT #		55 DATE ISSUED		56	
	57 CHARGE-3 1 FEL 2 MISD		58 UCR CODE		59 CHARGE-4 1 FEL 2 MISD		60	
	61 STATE CODE/LOCAL ORD.		62 WARRANT #		63 DATE ISSUED		64	
	65 STATE CODE/LOCAL ORD.		66 WARRANT #		67 DATE ISSUED		68	
	69 ARREST DISPOSITION 1 HELD 4 TOT-LE 2 BAIL 5 OTHER 3 RELEASED		70 IF OUT ON RELEASE WHAT TYPE?		71 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)			
72 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)								
JUVENILE	73 VYR	74 VMA	75 VMO	76 VST	77 VCO TOP BOTTOM	78 TAG #	79 LIS	
	79 VIN	79 IMPOUNDED? 1 YES 2 NO			80 STORAGE LOCATION/IMPOUND #			
	81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED <input type="checkbox"/> CONTINUED IN NARRATIVE							
RELEASE	82 JUVENILE 1 HANDLED AND RELEASED DISPOSITION: 2 REF. TO JUVENILE COURT		3 REF. TO WELFARE AGENCY		6 REF. TO ADULT COURT		83 RELEASED TO	
	84 PARENT OR GUARDIAN (LAST, FIRST, MIDDLE NAME)			85 ADDRESS (STREET, CITY, STATE, ZIP)			86 PHONE	
	87 PARENTS EMPLOYER		88 OCCUPATION		89 ADDRESS (STREET, CITY, STATE, ZIP)		90 PHONE	
	91 DATE AND TIME OF RELEASE MT		92 RELEASING OFFICER NAME		93 AGENCY/DIVISION		94 ID #	
95 RELEASED TO:		96 AGENCY/DIVISION		97 AGENCY ADDRESS				
98 PERSONAL PROPERTY RELEASED TO ARRESTEE 1 YES 2 NO 3 PARTIAL		99 PROPERTY NOT RELEASED/HELD AT:			100 PROPERTY #			
101 REMARKS (NOTE ANY INJURIES AT TIME OF RELEASE)								
102 SIGNATURE OF RECEIVING OFFICER Russell 1-18-07 2227						103 SIGNATURE OF RELEASING OFFICER		
104 CASE #						105		
106 CASE #		107 SFX		108 CASE #		109 SFX		
110 ADDITIONAL CASES CLOSED NARR- Y N		111 ARRESTING OFFICER (LAST, FIRST, M.) King, Stanley		112 ID# 5721		113 ARRESTING OFFICER (LAST, FIRST, M.)		
114 ID #		115 SUPERVISOR		116 WATCH CMDR.		117		

TYPE OR PRINT IN BLACK INK ONLY

ACJC-34 REV. 10-90

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

ADDITIONAL ARREST NARRATIVE CONTINUED	117 DATE AND TIME OF ARREST	118 CASE #	119 SFX
	01/18/07	1600 MT	

120 ADDITIONAL ARREST INFORMATION

The defendant was arrested for Probation Violation (Fraud impersonating Contractor During State of Emergency) from the State of Florida and the County of Okaloosa. The defendant was detained and transported from the Summit Hospital after he was released from the establishment to the Russell County Jail without incident and turned over to booking for processing.

NARRATIVE

NARRATIVE

NARRATIVE

☐ CONTINUE ON ADDITIONAL SUPPLEMENT

TYPE OR PRINT IN BLACK INK ONLY

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

1 ORI # 0570000		2 AGENCY NAME Russell County Sheriff's Department		3 CASE # SL0700289		4 SFX	
5 LAST, FIRST, MIDDLE NAME Pickard, Danny Wayne						6 ALIAS AKA	
7 SEX M	8 RACE W	9 HGT. 6'02"	10 WGT. 185	11 EYE blue	12 HAIR brn	13 SKIN fair	14
15 PLACE OF BIRTH (CITY, COUNTY, STATE) Muleshoe, Texas				16 SSN 260-92-3515		17 DATE OF BIRTH 05/04/57	
20 SID #		21 FINGERPRINT CLASS KEY MAJOR PRIMARY SCDV SUB-SECONDARY FINAL				22 DL # 028310898	
24 FBI #		HENRY NCIC				23 ST GA	
26 1 RESIDENT 2 NON-RESIDENT		27 HOME ADDRESS (STREET, CITY, STATE, ZIP) 50 Norman Dr., Seale, Alabama 36856				28 RESIDENCE PHONE 706-289-6439	
29 OCCUPATION (BE SPECIFIC) Unemployed				30 EMPLOYER (NAME OF COMPANY/SCHOOL) none			
31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP) none				32 BUSINESS PHONE			
33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) 307 Prentiss Dr., Phenix City, Alabama				34 SECTOR # 00002		35 ARRESTED FOR YOUR JURISDICTION? <input checked="" type="radio"/> YES <input type="radio"/> NO	
36 CONDITION OF ARRESTEE: 1 DRUNK 2 DRINKING 3 SOBER 4 DRUGS		37 RESIST ARREST? 1 YES 2 NO		38 INJURIES? 1 NONE 2 OFFICER 3 ARRESTEE		39 ARMED? 1 Y 2 N	
40 DESCRIPTION OF WEAPON 1 HANDGUN 2 RIFLE 3 SHOTGUN 4 OTHER FIREARM 5 OTHER WEAPON		41 DATE OF ARREST 01/23/07		42 TIME OF ARREST 1642 hours		43 DAY OF ARREST S M T W T F S	
44 TYPE ARREST 1 ON VIEW 2 CALL 3 WARD 4 UNKNOWN		45 ARRESTED BEFORE? 1 YES 2 NO		46 CHARGE-1 1 FEL 2 MISD Forgery 2nd		47 UCR CODE	
48 CHARGE-2 1 FEL 2 MISD Forgery 2nd		49 UCR CODE		50 STATE CODE/LOCAL ORD. 13A-009-003		51 WARRANT # 2007 000240.00	
52 DATE ISSUED 01/23/07		53 STATE CODE/LOCAL ORD. 13A-009-003		54 WARRANT # 2007 000241.0		55 DATE ISSUED 01/23/07	
56 CHARGE-3 1 FEL 2 MISD Forgery 2nd		57 UCR CODE		58 CHARGE-4 1 FEL 2 MISD Forgery 2nd		59 UCR CODE	
60 STATE CODE/LOCAL ORD. 13A-009-003		61 WARRANT # 2007 000242.00		62 DATE ISSUED 01/23/07		63 STATE CODE/LOCAL ORD. 13A-009-003	
64 WARRANT # 2007 000243.0		65 DATE ISSUED		66 ARREST DISPOSITION 1 HELD 2 BAIL 3 RELEASED 4 TOT-LE 5 OTHER		67 IF OUT ON RELEASE WHAT TYPE?	
68 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)				69 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)			
70 VYR		71 VMA		72 VMO		73 VST	
74 VCO TOP		75 TAG #		76 LIS		77 LIY	
78 VIN		79 IMPOUNDED? 1 YES 2 NO		80 STORAGE LOCATION/IMPOUND #			
81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED							
<input type="checkbox"/> CONTINUED IN NARRATIVE							
82 JUVENILE DISPOSITION: 1 HANDLED AND RELEASED 2 REF. TO JUVENILE COURT 3 REF. TO WELFARE AGENCY 4 REF. TO OTHER POLICE AGENCY 5 REF. TO ADULT COURT		83 RELEASED TO		84 PARENT OR GUARDIAN (LAST, FIRST, MIDDLE NAME)			
85 ADDRESS (STREET, CITY, STATE, ZIP)		86 PHONE		87 PARENTS EMPLOYER			
88 OCCUPATION		89 ADDRESS (STREET, CITY, STATE, ZIP)		90 PHONE			
91 DATE AND TIME OF RELEASE		92 RELEASING OFFICER NAME		93 AGENCY/DIVISION		94 ID #	
95 RELEASED TO:		96 AGENCY/DIVISION		97 AGENCY ADDRESS			
98 PERSONAL PROPERTY RELEASED TO ARRESTEE 1 YES 2 NO 3 PARTIAL		99 PROPERTY NOT RELEASED/HELD AT:		100 PROPERTY #			
101 REMARKS (NOTE ANY INJURIES AT TIME OF RELEASE)							
102 SIGNATURE OF RECEIVING OFFICER Stanley King 1-23-07						103 SIGNATURE OF RELEASING OFFICER	
104 CASE #						105 CASE #	
106 CASE #		107 SFX		108 CASE #		109 SFX	
110 ADDITIONAL CASES CLOSED NARR: Y N		111 ARRESTING OFFICER (LAST, FIRST, M.) King, Stanley		112 ID # 5721		113 ARRESTING OFFICER (LAST, FIRST, M.)	
114 ID #		115 SUPERVISOR ID #		116 WATCH CMDR. ID #		117 WATCH CMDR. ID #	

TYPE OR PRINT IN BLACK INK ONLY

ACJIC-34 REV. 10-90

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

**ADDITIONAL ARREST
NARRATIVE CONTINUED**

117. DATE AND TIME OF ARREST

01/23/07

1642

MT

118. CASE #

SL0700289

119. SFX

120. ADDITIONAL ARREST INFORMATION

The listed defendant was arrested on six (6) related charges of forgery in the second degree.

Bond set at: \$3,500.00 on each charge.

NARRATIVE

NARRATIVE

NARRATIVE

☐ CONTINUE ON ADDITIONAL SUPPLEMENT

TYPE OR PRINT IN BLACK INK ONLY

ALABAMA JUDICIAL INFORMATION SYSTEM

* * * IN THE DISTRICT COURT OF RUSSELL COUNTY * * *

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000242.00
OTHER CASE NBR:

C O M P L A I N T

BEFORE ME THE UNDERSIGNED JUDGE/CLERK/MAGISTRATE OF THE DISTRICT COURT OF RUSSELL COUNTY, ALABAMA, PERSONALLY APPEARED JUDY FLOWERS WHO BEING DULY SWORN DEPOSES AND SAYS THAT HE/SHE HAS PROBABLE CAUSE FOR BELIEVING, AND DOES BELIEVE THAT DANNY WAYNE PICKARD DEFENDANT, WHOSE NAME IS OTHERWISE UNKNOWN TO THE COMPLAINANT, DID WITHIN THE ABOVE NAMED COUNTY AND

DID ON OR ABOUT JANUARY 5, 2007, WITH INTENT TO DEFRAUD, FALSELY MAKE, COMPLETE OR ALTER A WRITTEN INSTRUMENT, IN SUBSTANCE AS FOLLOWS: CHECK NUMBER 145 DRAWN ON THE ACCOUNT OF JERRY L STARLING AT CB&T BANK OF EAST ALABAMA, MADE PAYABLE TO DANNY PICKARD IN THE AMOUNT OF \$870.00, AND SIGNED BY JERRY L STARLING, WHICH IS, PURPORTS TO BE, IS CALCULATED TO BECOME, OR REPRESENTS, IF COMPLETED, A GENIUNE INSTRUMENT, IN VIOLATION OF 13A-009-003 OF THE CODE OF ALABAMA, AGAINST THE PEACE AND DIGNITY OF THE STATE OF ALABAMA.

Judy Flowers Security Officer
COMPLAINANT'S SIGNATURE

ORIGINAL

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 23 DAY OF JANUARY, 2007.

Quinn Bowell
JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

WITNESS FOR THE STATE

JUDY FLOWERS/CB&T BANK/910 13TH STREET/PHENIX CITY/36867

INV STANLEY KING/R.C.S.O./PHENIX CITY/36867

OPERATOR: DEB

DATE: 01/23/2007

STATE OF ALABAMA

RUSSELL COUNTY

DISTRICT COURT

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000242.00

OTHER CASE NBR:

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO ARREST DANNY WAYNE PICKARD AND BRING HIM/HER BEFORE THE DISTRICT COURT OF RUSSELL COUNTY TO ANSWER THE STATE ON A CHARGE(S) OF:

FORGERY 2ND CLASS: C TYPE: F COUNTS: 001
AND HAVE YOU THEN AND THERE THIS WRIT WITH YOUR RETURN THEREON.

YOU WILL RECEIVE UNTO YOUR CUSTODY AND DETAIN HIM/HER UNTIL THE _____ DAY OF _____, OR UNTIL LEGALLY DISCHARGED.

DATED THIS 23 DAY OF JANUARY, 2007.

BOND SET AT: (1) \$3,500.00 BOND TYPE:
(2) _____
(3) _____

KATHY COULTER
CLERK OF CIRCUIT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

NAME: DANNY WAYNE PICKARD

ALIAS:

ADDRESS: 50 NORMAN DRIVE

ALIAS:

ADDRESS:

CITY: SEALE

STATE: AL

ZIP: 36875 0000

PHONE: 000 000 0000 EXT: 000

EMPLOYMENT:

DOB: 05/04/1957

RACE: W

SEX: M

HAIR: BLK

EYE: BRO HEIGHT: 6'00" WEIGHT: 185

SID: 000000000 SSN: 260923515 DL NUM:

E X E C U T I O N

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND

() PLACING DEFENDANT IN THE RUSSELL COUNTY JAIL

() RELEASING DEFENDANT ON APPEARANCE BOND

THIS _____ DAY OF _____

SHERIFF

BY _____

COMPLAINANT: JUDY FLOWERS
CB&T BANK
910 13TH STREET
PHENIX CITY AL 36867

OPERATOR: DEB DATE: 01/23/2007

ALABAMA JUDICIAL INFORMATION SYSTEM

* * * IN THE DISTRICT COURT OF RUSSELL COUNTY * * *

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000241.00

OTHER CASE NBR:

C O M P L A I N T

BEFORE ME THE UNDERSIGNED JUDGE/CLERK/MAGISTRATE OF THE DISTRICT COURT OF RUSSELL COUNTY, ALABAMA, PERSONALLY APPEARED JUDY FLOWERS WHO BEING DULY SWORN DEPOSES AND SAYS THAT HE/SHE HAS PROBABLE CAUSE FOR BELIEVING, AND DOES BELIEVE THAT DANNY WAYNE PICKARD DEFENDANT, WHOSE NAME IS OTHERWISE UNKNOWN TO THE COMPLAINANT, DID WITHIN THE ABOVE NAMED COUNTY AND

DID ON OR ABOUT JANUARY 2, 2007, WITH INTENT TO DEFRAUD, FALSELY MAKE, COMPLETE OR ALTER A WRITTEN INSTRUMENT, IN SUBSTANCE AS FOLLOWS: CHECK NUMBER 141 DRAWN ON THE ACCOUNT OF JERRY L STARLING AT CB&T BANK OF EAST ALABAMA, MADE PAYABLE TO DANNY PICKARD IN THE AMOUNT OF \$900.00, AND SIGNED BY JERRY L STARLING, WHICH IS, PURPORTS TO BE, IS CALCULATED TO BECOME, OR REPRESENTS, IF COMPLETED, A GENIUNE INSTRUMENT, IN VIOLATION OF 13A-009-003 OF THE CODE OF ALABAMA, AGAINST THE PEACE AND DIGNITY OF THE STATE OF ALABAMA.

Judy Flowers
COMPLAINANT'S SIGNATURE

ORIGINAL

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 23 DAY OF JANUARY, 2007.

Arny Boswell
JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

WITNESS FOR THE STATE

JUDY FLOWERS/CB&T BANK/910 13TH STREET/PHENIX CITY/36867

INV STANLEY KING/R.C.S.O./PHENIX CITY/36867

OPERATOR: DEB

DATE: 01/23/2007

STATE OF ALABAMA

RUSSELL COUNTY

DISTRICT COURT

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000241.00
OTHER CASE NBR:

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO ARREST DANNY WAYNE PICKARD AND BRING HIM/HER BEFORE THE DISTRICT COURT OF RUSSELL COUNTY TO ANSWER THE STATE ON A CHARGE(S) OF:

FORGERY 2ND CLASS: C TYPE: F COUNTS: 001
AND HAVE YOU THEN AND THERE THIS WRIT WITH YOUR RETURN THEREON.

YOU WILL RECEIVE UNTO YOUR CUSTODY AND DETAIN HIM/HER UNTIL THE DAY OF _____, OR UNTIL LEGALLY DISCHARGED.

DATED THIS 23 DAY OF JANUARY, 2007.

BOND SET AT: (1) \$3,500.00 BOND TYPE:
(2) _____
(3) _____KATHY COULTER
CLERK OF CIRCUIT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

NAME: DANNY WAYNE PICKARD
ADDRESS: 50 NORMAN DRIVE
ADDRESS:
CITY: SEALE

STATE: AL

ALIAS:
ALIAS:
ZIP: 36875 0000
PHONE: 000 000 0000 EXT: 000

EMPLOYMENT:

DOB: 05/04/1957 RACE: W SEX: M HAIR: BLK
EYE: BRO HEIGHT: 6'00" WEIGHT: 185
SID: 000000000 SSN: 260923515 DL NUM:

E X E C U T I O N

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND

() PLACING DEFENDANT IN THE RUSSELL COUNTY JAIL

() RELEASING DEFENDANT ON APPEARANCE BOND

THIS _____ DAY OF _____

SHERIFF

BY _____

COMPLAINANT: JUDY FLOWERS
CB&T BANK
910 13TH STREET
PHENIX CITY AL 36867

OPERATOR: DEB DATE: 01/23/2007

ALABAMA JUDICIAL INFORMATION SYSTEM

* * * IN THE DISTRICT COURT OF RUSSELL COUNTY * * *

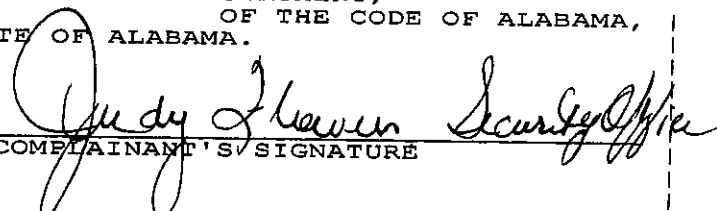
AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000240.00
OTHER CASE NBR:

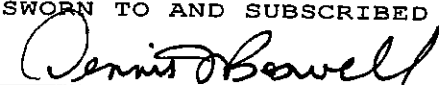
C O M P L A I N T

BEFORE ME THE UNDERSIGNED JUDGE/CLERK/MAGISTRATE OF THE DISTRICT COURT OF RUSSELL COUNTY, ALABAMA, PERSONALLY APPEARED JUDY FLOWERS WHO BEING DULY SWORN DEPOSES AND SAYS THAT HE/SHE HAS PROBABLE CAUSE FOR BELIEVING, AND DOES BELIEVE THAT DANNY WAYNE PICKARD DEFENDANT, WHOSE NAME IS OTHERWISE UNKNOWN TO THE COMPLAINANT, DID WITHIN THE ABOVE NAMED COUNTY AND

DID ON OR ABOUT DECEMBER 18, 2006, WITH INTENT TO DEFRAUD, FALSELY MAKE, COMPLETE OR ALTER A WRITTEN INSTRUMENT, IN SUBSTANCE AS FOLLOWS: CHECK NUMBER 110 DRAWN ON THE ACCOUNT OF JERRY L STARLING AT CB&T BANK OF EAST ALABAMA, MADE PAYABLE TO DANNY PICKARD IN THE AMOUNT OF \$400.00, AND SIGNED BY JERRY L STARLING, WHICH IS, PURPORTS TO BE, IS CALCULATED TO BECOME, OR REPRESENTS, IF COMPLETED, A GENIUNE INSTRUMENT, IN VIOLATION OF 13A-009-003 OF THE CODE OF ALABAMA, AGAINST THE PEACE AND DIGNITY OF THE STATE OF ALABAMA.


COMPLAINANT'S SIGNATURE
ORIGINAL

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 23 DAY OF JANUARY, 2007.


JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

WITNESS FOR THE STATE

JUDY FLOWERS/CB&T BANK/910 13TH STREET/PHENIX CITY/36867

INV STANLEY KING/R.C.S.O./PHENIX CITY/36867

OPERATOR: DEB

DATE: 01/23/2007

STATE OF ALABAMA

RUSSELL COUNTY

DISTRICT COURT

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000240.00

OTHER CASE NBR:

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO ARREST DANNY WAYNE PICKARD AND BRING HIM/HER BEFORE THE DISTRICT COURT OF RUSSELL COUNTY TO ANSWER THE STATE ON A CHARGE(S) OF:

FORGERY 2ND CLASS: C TYPE: F COUNTS: 001
AND HAVE YOU THEN AND THERE THIS WRIT WITH YOUR RETURN THEREON.

YOU WILL RECEIVE UNTO YOUR CUSTODY AND DETAIN HIM/HER UNTIL THE
____ DAY OF _____, OR UNTIL LEGALLY DISCHARGED.

DATED THIS 23 DAY OF JANUARY, 2007.

BOND SET AT: (1) \$3,500.00 BOND TYPE:
(2) _____
(3) _____

KATHY COULTER
CLERK OF CIRCUIT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

NAME: DANNY WAYNE PICKARD

ALIAS:

ADDRESS: 50 NORMAN DRIVE

ALIAS:

ADDRESS:

CITY: SEALE

STATE: AL

ZIP: 36875 0000

PHONE: 000 000 0000 EXT: 000

EMPLOYMENT:

DOB: 05/04/1957 RACE: W SEX: M HAIR: BLK

EYE: BRO HEIGHT: 6'00" WEIGHT: 185

SID: 000000000 SSN: 260923515 DL NUM:

E X E C U T I O N

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND

() PLACING DEFENDANT IN THE RUSSELL COUNTY JAIL

() RELEASING DEFENDANT ON APPEARANCE BOND

THIS _____ DAY OF _____

SHERIFF_____
BY

COMPLAINANT: JUDY FLOWERS
CB&T BANK
910 13TH STREET
PHENIX CITY AL 36867

OPERATOR: DEB DATE: 01/23/2007

ALABAMA JUDICIAL INFORMATION SYSTEM

* * * IN THE DISTRICT COURT OF RUSSELL COUNTY * * *

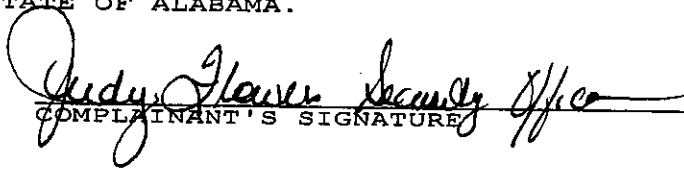
AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000243.00
OTHER CASE NBR:

C O M P L A I N T

BEFORE ME THE UNDERSIGNED JUDGE/CLERK/MAGISTRATE OF THE DISTRICT COURT OF RUSSELL COUNTY, ALABAMA, PERSONALLY APPEARED JUDY FLOWERS WHO BEING DULY SWORN DEPOSES AND SAYS THAT HE/SHE HAS PROBABLE CAUSE FOR BELIEVING, AND DOES BELIEVE THAT DANNY WAYNE PICKARD DEFENDANT, WHOSE NAME IS OTHERWISE UNKNOWN TO THE COMPLAINANT, DID WITHIN THE ABOVE NAMED COUNTY AND

DID ON OR ABOUT DECEMBER 27, 2006, WITH INTENT TO DEFRAUD, FALSELY MAKE, COMPLETE OR ALTER A WRITTEN INSTRUMENT, IN SUBSTANCE AS FOLLOWS: CHECK NUMBER 147 DRAWN ON THE ACCOUNT OF JERRY L STARLING AT CB&T BANK OF EAST ALABAMA, MADE PAYABLE TO DANNY PICKARD IN THE AMOUNT OF \$800.00, AND SIGNED BY JERRY L STARLING, WHICH IS, PURPORTS TO BE, IS CALCULATED TO BECOME, OR REPRESENTS, IF COMPLETED, A GENIUNE INSTRUMENT, IN VIOLATION OF 13A-009-003 OF THE CODE OF ALABAMA, AGAINST THE PEACE AND DIGNITY OF THE STATE OF ALABAMA.


COMPLAINANT'S SIGNATURE

ORIGINAL

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 23 DAY OF JANUARY, 2007.


JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

WITNESS FOR THE STATE

JUDY FLOWERS/CB&T BANK/910 13TH STREET/PHENIX CITY/36867

INV STANLEY KING/R.C.S.O./PHENIX CITY/36867

OPERATOR: DEB DATE: 01/23/2007

STATE OF ALABAMA

RUSSELL COUNTY

DISTRICT COURT

AGENCY NUMBER:

WARRANT NUMBER: WR 2007 000243.00

OTHER CASE NBR:

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO ARREST DANNY WAYNE PICKARD AND BRING HIM/HER BEFORE THE DISTRICT COURT OF RUSSELL COUNTY TO ANSWER THE STATE ON A CHARGE(S) OF:

FORGERY 2ND CLASS: C TYPE: F COUNTS: 001
AND HAVE YOU THEN AND THERE THIS WRIT WITH YOUR RETURN THEREON.

YOU WILL RECEIVE UNTO YOUR CUSTODY AND DETAIN HIM/HER UNTIL THE
DAY OF _____, OR UNTIL LEGALLY DISCHARGED.

DATED THIS 23 DAY OF JANUARY, 2007.

BOND SET AT: (1) \$3,500.00 BOND TYPE:
(2) _____
(3) _____

KATHY COULTER
CLERK OF CIRCUIT COURT

CHARGES: FORGERY 2ND

13A-009-003

F FELONY

NAME: DANNY WAYNE PICKARD

ALIAS:

ADDRESS: 50 NORMAN DRIVE

ALIAS:

ADDRESS:

CITY: SEALE

STATE: AL

ZIP: 36875 0000

PHONE: 000 000 0000 EXT: 000

EMPLOYMENT:

DOB: 05/04/1957

RACE: W

SEX: M

HAIR: BLK

EYE: BRO HEIGHT: 6'00" WEIGHT: 185

SID: 000000000 SSN: 260923515 DL NUM:

E X E C U T I O N

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND

() PLACING DEFENDANT IN THE RUSSELL COUNTY JAIL

() RELEASING DEFENDANT ON APPEARANCE BOND

THIS _____ DAY OF _____

SHERIFF

BY _____

COMPLAINANT: JUDY FLOWERS
CB&T BANK
910 13TH STREET
PHENIX CITY AL 36867

OPERATOR: DEB

DATE: 01/23/2007

IN THE DISTRICT COURT OF
RUSSELL COUNTY
Russell County Courthouse
Phenix City, Alabama 36869-0010

**AFFIDAVIT
and
ARREST WARRANT**

CASE NUMBER

DC _____

THE STATE OF ALABAMA

v.

Danny Pickard

50 Norman Drive

Phenix City, Alabama 36869

Before me the undersigned authority of THE DISTRICT COURT OF RUSSELL COUNTY, ALABAMA, personally appeared

Stanley King

who being duly sworn, deposes and says, on oath, that in said County, on or about (date) January 18th, 2007

Is a Fugitive from Justice from the County of Okaloosa, Florida
for the original charge of Violation of Probation.

Sworn to and Subscribed before me this the 18th
day of January, 2006.

Magistrate, District Court

Signature of Affiant

Address

Telephone Number

THE STATE OF ALABAMA
RUSSELL COUNTY

WARRANT OF ARREST

WARRANT NUMBER

WA _____

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

YOU ARE HEREBY ORDERED TO ARREST

Danny Pickard

and bring him/her before the DISTRICT COURT OF RUSSELL COUNTY, to answer the State of Alabama on a charge of

Fugitive From Justice

and have you then and there this writ with your return thereon.

The arresting officer may admit the Defendant to bail upon him/her entering into bond in the amount of \$ 0

Dated this 18th day of

Affidavit and Arrest Warrant (back)

WITNESSES FOR STATE

Name, Address, and Telephone Number

Name, Address, and Telephone Number

ACKNOWLEDGEMENT BY AFFIANT

I hereby acknowledge that the magistrate preparing the within warrant and affidavit has explained to me that I cannot withdraw, or drop, the charges made against the defendant in said warrant. It has further been explained to me and I fully understand that I must appear at the trial of the defendant and testify as to the facts stated in the foregoing affidavit and that if I fail to do so, I may be found in contempt of court for such failure.

Date

Signature of Affiant

CERTIFICATE OF EXECUTION

I, the undersigned law enforcement officer, certify that I executed the foregoing ARREST WARRANT by arresting the named Defendant therein at 4 o'clock P m., on the 18 day of January, 192007, in RUSSELL COUNTY, ALABAMA.

After arrest, the accused person was:

☐ Released as authorized at _____ o'clock _____ m., 19____, ☐ Judge ☐ Magistrate at _____
☐ Taken before _____ o'clock _____ m., 19____,

Signature/Title

Date

ACKNOWLEDGEMENT BY DEFENDANT

☐ I hereby acknowledge that at the time of my release from custody I was directed to appear in person before the court, as follows:

Place: _____

Date: _____, 19____,

Time: _____ o'clock _____ m., and as thereafter needed until discharge.

☐ I promise to appear as directed before the court, as follows:

Place: _____

Date: _____, 19____,

_____ o'clock _____ m., and as thereafter needed until discharge.



Fax Cover Page

To Tina Riley, LPN
Company Russell County Jail
Fax Number 334-291-5130
Re: Med. Rec.

From Karin / HMM
No. of Pages 18 incl cover
Date 3/23/07

☐ Urgent☐ For Your Review☐ Reply ASAP☐ Please Comment

attached see requested records

Confidentiality Notice

This facsimile, and any files transmitted with it, may contain confidential and/or proprietary information in the possession of Summit Hospital and is intended only for the individual or entity to whom addressed. This facsimile may contain information that is held to be privileged, confidential, and exempt from disclosure under applicable law. This information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any unauthorized access, dissemination, distribution, or copying of any information from this facsimile is strictly prohibited and may subject you to criminal and/or civil liability. If you have received this facsimile in error, please call 334-732-3000. Thank You.

If you have problems receiving this message, please call _____

DISCHARGE SUMMARY

Patient Name: PICKARD, DANNY
Medical Record Number: 7331
Date of Birth: 05/04/1957
Account Number: 9789
Attending Physician: Lloyd Harrington MD
Room Number: 001

Revised to include medical record number by BAlexander 19 January 2007

Date Of Admission:
January 16, 2007

Date Of Discharge:
January 18, 2007

Reason For Admission:
He was admitted with DTs. Apparently he recently started drinking.

Course In Hospital:

While in the hospital he seemed to improve on the DT treatments, but last night he broke his mirror, threatened one of the staff with a shard of glass, and tried to cut his own wrist. He has what sounds like 16 outstanding warrants for his arrest, and according to the police officers he does this kind of behavior and is known to do that in the past to get out of going to jail and facing the music. He was a lot more lucid this morning. We have given him a lot of thorazine and Haldol, just to protect the staff from his violent outrages. The officer has assured me that Dr. Were and a nurse at the jail are adequately able to take care of any medical problems that he has, which in my opinion he is basically over 90% of his DTs and I think it would be safe to transmit him to the care of Dr. Were, whom I know and have been associated with for many years, and feel he is a competent physician.

Final Diagnosis:
Alcoholic withdrawal syndrome.

Richard A Valentine, MD

D: 01/18/07 14:48
T: 01/18/07 18:54
SJN: SMT16387660
DJN: 2564

DISCHARGE SUMMARY

20428

HISTORY AND PHYSICAL

Patient Name: PICKARD, DANNY
Medical Record Number: 7331
Date of Birth: 5/4/1957
Account Number: 9789
Attending Physician: Lloyd Harrington MD
Room Number: 312

Revised by BAlexander 16 January 2007

Date Of Admission:
January 16, 2007

Present Illness:

He is a 35-year-old white male who had quit drinking until 2 weeks ago, when he took everything he had, and he started drinking again. He hurts all over. He has the shakes. He came to the emergency room, where he has had abdominal pain and was found to have pancreatitis. He does not smoke or do drugs, but he has been drinking 2 bottles of tequila a day and wants help. He is also drinking mouth_____.

He was seen by a representative of the Bradley Center, while she was investigating somebody else in the emergency room, and he may be accepted if he is free of the DTs.

He has had no abnormal bleeding.

Physical Examination:

General: He is tremulous. He is alert.

Vital Signs: Blood pressure 150/78, respiratory rate is 24, pulse is 110, temperature 99.3.

HEENT: Otherwise normal.

Chest: Clinically clear.

Cardiovascular System: S1 and S2 are normal. There are no murmurs, clicks, or rubs.

Abdomen: Tender in his epigastrium, but no guarding or rebound. Bowel sounds are present. Femorals are present.

Extremities: There is no peripheral edema. Distal pulses are palpable. He can move all limbs.

Admitting Assessment:

1. Alcoholic withdrawal syndrome with delirium tremens.

HISTORY AND PHYSICAL

PATIENT NAME: PICKARD, DANNY

2. Alcohol excess.
3. Recent separation from his wife/girlfriend.
4. Past history of alcohol excess.
5. Acute pancreatitis.

Richard A Valentine, MD

**D: 01/16/07 07:51
T: 01/16/07 08:13
SJN: SMT16366784
DJN: 2490
20428**

24 Summit Hospital
EMERGENCY PHYSICIAN RECORD
General Adult (5)

TIME SEEN: 9:00 AM arrival ROOM: 1D EMS Arrival
HISTORIAN: patient spouse paramedics
_HX? _EXAM LIMITED BY:

HPI

chief complaint:

Alcohol withdrawal

started:

Today

time course:

all present
better
gone now
worse

severity:

mild
moderate
severe

modifying factors:

none

onset:

At 3:00 PM after withdrawal
from alcohol. At 3:00 PM

quality:

Worsening at 11:00 AM on
yesterday afternoon

location:

Recent trauma history

Q

Similar symptoms previously

yes

Recently seen / treated by doctor

Q

ROS

CONST

fever
subjective / to "F"
chills
generalized weakness
weight loss
ENT
sore throat
nasal drainage / congestion
CVS / PULMONARY
cough
sputum
trouble breathing
chest pain

GI

abdominal pain
nausea / vomiting
diarrhea
black / bloody stools

URINARY

problems urinating
frequent urination

FEMALE GENITAL

abnormal bleeding / discharge
LUMP
postmenopausal / hysterectomy

SKIN / MS

rash
back pain
leg pain
foot swelling

NEURO / EYES

headache
blackout / dizziness
loss feeling / power
in arm leg face R/L
difficulty walking
difficulty with speech
double vision
confusion

☐ All systems not except as marked

FAST HX

neurological problems
CVA seizure disorder
high blood pressure
cardiac disease
heart attack (MI) angina
heart failure
DVT / PE risk factors
cancer recent surgery
leg swelling bedridden dysphagia

lung disease
asthma emphysema
diabetes Type 1 Type 2
diet / oral / insulin
renal disease
high cholesterol
HIV / AIDS

Surgeries / Procedures

cardiac bypass / stent dialysis graft
endoscopy pacemaker
indwelling lines ports / catheter / dialysis line

Medications

none see nurses notes

ASA NSAID acetaminophen

Allergies

NKDA
see nurses notes

SOCIAL HX

recent ETOH drug use / abuse Denies
nursing home residence

FAMILY HX

Alcohol withdrawal

20070706 3:13pm P.12

Nursing Assessment Reviewed ☒ Vitals Reviewed**PHYSICAL EXAM****General Appearance**no acute distress
alert**EENT**no conjunctival injection
no conjunctival injection
pharynx nml
no signs of dehydration**NECK**no jugular injection
thyroid nml**RESPIRATORY**chest non-tender
no acute distress
breath sounds nml**CVS**regular rate, rhythm
no murmur
no gallop**ABDOMEN**no tenderness
no rigidity
no bowel sounds
no distention**RECTAL**non-tender
no hem/hgs stool**BACK**

nml inspection

SKINno cutaneous lesions
color nml, no rash
warm, dry**EXTREMITIES**non-tender
no edemanml appearance
no pedal edema**NEURO / PSYCH**oriented x3
mood / affect nml
CN's nml (2-12)
no motor / sensory deficit

General Adult-24

mild / moderate / severe distress
anxiety / panic

ocular icterus / pale conjunctivae

EOM palsy / anisocoria

purulent nasal drainage

pharyngeal erythema / tonsillitis

oral lesions / dry mucous membranes

trauma

Strong Hx of

thyromegaly

lymphadenopathy (R/L)

stiff neck / Kernig's / Brudzinski's sign

carotid bruit

see diagram

wheezes / rales / rhonchi

irregularly irregular rhythm

extrasystoles (occasional / frequent)

tachycardia / bradycardia

PMI displaced laterally

JVD present

murmur grade /6 sys / dia

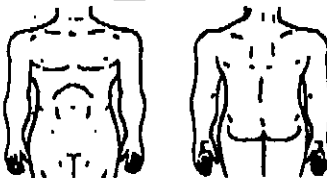
gallop (S3 / S4)

friction rub

decreased pulse(s)

R carotid / fem / dors ped

L carotid / fem / dors ped



tenderness

guarding / rebound

abnormal bowel sounds

increased / decreased / absent

hepatomegaly / splenomegaly / mass
bruit

black / bloody / heme pos. stool

tenderness / mass / nodule

CVA tenderness (R/L)

cyanosis / diaphoresis / pallor

skin rash

pedal edema

calf tenderness

joint swelling

Homan's sign

disoriented to person / place / time

depressed affect

facial droop

weakness / sensory loss

slurred / incoherent speech

Tremors

Vocal hallucinations

Smerbuli dentrons

LABS, EKG & X-RAYS

CBC	Chemistries	UA
normal except	normal except	normal except
WBC	Na	WBC
Hgb	K	RBC
Hct	Cl	bacteria
Platelets	CO2 18	dip
segs	Gluc	PT
bands	BUN 29	PTT
lymphs	Crat 1.3	Amylese
monos	Ca	Lipase
eos		

EKG MONITOR STRIP NSR Rate 80-90EKG NML ☐ Interpret by me ☐ Reviewed by me Rate
NSR nml intervals nml axis nml QRS nml ST/T

not / changed from

CXR ☐ Interpret by me ☒ Reviewed by me ☐ Discussed w/ radiologist
nml/NAD no infiltrates nml heart size nml mediastinum

not / changed from

PROGRESSTime unchanged improved re-examinedUOB = Neg

Rx given

Discussed with Dr. Valentine Time: 2305
will see patient in: office / ED / hospitalCounselled patient / family regarding: Additional history from:
lab / rad. results diagnostic need for follow-up family caretaker paramedics
prior records orderedCRIT CARE TIME (including separately billable procedures)
30-74 min 75-104 min min**CLINICAL IMPRESSION**Pharyngitis
PancreatitisDISPOSITION: ☐ Home ☒ Admitted ☐ Transferred
CONDITION: ☐ unchanged ☐ Improved ☒ StablePHYSICIAN SIGNATURE: Shuman☐ Dictated Addendum

P. 26

Table	Standard Panel
<ul style="list-style-type: none"> • H/H • CBC with O/D • BMP • CMP • Mg • UHCG • SHCG - qualitative • SHCG - quantitative • Strip Screen • Amylase • S. Ketones • LFTs • CK • CK-MB • Troponin I • BNP • PT/PTT • Sed Rate • H. Pylori • UA • CSF Puncture • Toxin Screen • Drug Levels: • Digoxin • Dilantin • Tylenol • ASA • Depakote • Phenytoin • ETOH • Valproic 	<ul style="list-style-type: none"> • Thyroid • T₄ • T₃ • TSH
	<p>CXR</p> <ul style="list-style-type: none"> • Extremity R L • Sonogram: pelvic abd • KUB: flat upright • CT: head abdomen/pelvis with without contrast • IVP • C-Spine 2 View • C-Spine 3 View • Acute Abdominal Series
	<p>Cardiorespiratory</p> <ul style="list-style-type: none"> • EKG • HFN with • ABG: RA O₂ • Culture: urine blood x stool • Stool Leukocytes • Stool Hemocult
<p>Please call Doctor</p>	
Time Ordered Call	Order
<p>Allergies</p>	
<p>Home Medications</p>	
<p>Discharge Instructions</p>	
<p>Follow up with Dr:</p>	
<p>RETURN IMMEDIATELY FOR WORSENING SYMPTOMS!</p>	

<input type="checkbox"/> Cardiac Monitor <input type="checkbox"/> Pulse Oximeter <input type="checkbox"/> Oxygen _____ L NC <input type="checkbox"/> Throat to keep sat greater than 95% <input type="checkbox"/> Fully Disrobe / Gown <input type="checkbox"/> Postural Vitals <input type="checkbox"/> Neuro checks q <input checked="" type="checkbox"/> IV <input type="checkbox"/> Saline Lock <u>NS / Lidocaine</u> ml/hr <input type="checkbox"/> Phenergan <input type="checkbox"/> Toradol <input type="checkbox"/> Tylenol <input type="checkbox"/> Motrin <input type="checkbox"/> Morphine sulfate <input type="checkbox"/> Demoral <input type="checkbox"/> Mubain <input type="checkbox"/> Rocaphin _____ M mix w/1% Lidocaine plain <input type="checkbox"/> Rocaphin _____ IV <input type="checkbox"/> Zofran	
<p>Subsequent Nursing Orders</p>	
Time	Orders Noted
	<input type="checkbox"/> Please repeat BP HR RR Temp <input type="checkbox"/> May be off cardiac monitor for radiology studies or transport <p>1915 Phosine 100mg IV</p> <p>1915 Ativan 2mg IV</p> <p>1915 Haldol 5mg IM</p> <p>2050 Ativan 1mg IV</p>
<p>Disposition</p>	
<input checked="" type="checkbox"/> Admit <input type="checkbox"/> Med/Surg <input type="checkbox"/> Dr. <u>Valentine</u>	<input type="checkbox"/> OBS <input type="checkbox"/> Tertiary <input type="checkbox"/> ICU <input type="checkbox"/> L&D
<input type="checkbox"/> Transfer to:	
<p>Care of Doctor:</p>	
<p>Condition: <input type="checkbox"/> Improved <input checked="" type="checkbox"/> Stable <input type="checkbox"/> Other:</p>	
<p>(1) Physician Signature: <u>[Signature]</u></p>	
<p>(2) Physician Signature:</p>	
<p>(3) Nurse Signature:</p>	

Name: Last Pickard First Danny MI W		DOB 05-04-57	Sex M	SVC Date 01-15-07	PICKUP Time ASAP	Res Time 08				
Patient Address 8377 Ca. 50 Norman Dr Ft Mitchell, AL		Origin Name Residence 50 Norman Dr Ft. Mitchell, AL	Dept / Rm	Destination Name Summit ER 1401 Euclid Chase Dr. Phenix City, AL 36867	Dept / Rm					
Phone: 260-92-3515		Sending MD: 260-92-3515		Receiving MD:						
Name: _____		Address: _____		Phone: _____						
Signs & Symptoms Anxiety <input type="checkbox"/> Hypertension <input type="checkbox"/> Vomiting <input type="checkbox"/> Altered Mental Status <input type="checkbox"/> Dehydrated <input type="checkbox"/> Nausea <input type="checkbox"/> Diaphoretic <input type="checkbox"/> Parosmia <input type="checkbox"/> Hemorrhage <input type="checkbox"/> Respiratory distress <input type="checkbox"/> Syncope <input type="checkbox"/> Other <input type="checkbox"/> Excretions <input type="checkbox"/>		Pain None <input type="checkbox"/> Head <input type="checkbox"/> None <input type="checkbox"/> Neck <input type="checkbox"/> None <input type="checkbox"/> Chest <input type="checkbox"/> None <input type="checkbox"/> Abdomen <input type="checkbox"/> None <input type="checkbox"/> Extremities <input type="checkbox"/>	LPC: Q V P U	Skin None <input type="checkbox"/> Pale <input type="checkbox"/> None <input type="checkbox"/> Warm <input type="checkbox"/> None <input type="checkbox"/> Moist <input type="checkbox"/> None <input type="checkbox"/> Dry <input type="checkbox"/> None <input type="checkbox"/> Unusually pale <input type="checkbox"/> None <input type="checkbox"/> Other <input type="checkbox"/>	L Pupils R Normal <input type="checkbox"/> Abnormal <input type="checkbox"/> Shiny <input type="checkbox"/> Dull <input type="checkbox"/> Constricted <input type="checkbox"/> Dilated <input type="checkbox"/> Non-Responsive <input type="checkbox"/> Responsive <input type="checkbox"/> Other <input type="checkbox"/>	ABDOMEN Soft <input type="checkbox"/> Tender <input type="checkbox"/> Tender <input type="checkbox"/> Distended <input type="checkbox"/> Other <input type="checkbox"/>	Neuro/Vasc (Int) Glasgow <input type="checkbox"/> LVE <input type="checkbox"/> LVE <input type="checkbox"/> RUE <input type="checkbox"/> RUE <input type="checkbox"/> Pupils <input type="checkbox"/> Reflex <input type="checkbox"/> Other <input type="checkbox"/>	L Lungs R Clear <input type="checkbox"/> Crackles <input type="checkbox"/> Other <input type="checkbox"/>	CO Sat 98% Room Air <input type="checkbox"/> Other <input type="checkbox"/>	Cardiac Starting ECG 5/18/07 Ending ECG 5/18/07 LPM 5/18/07
(Origin) Trans Pt from SOFA to SOFA Method: Sheet Lift Other: WALKED		L Secured w/ Straps <input type="checkbox"/>		Covered w/ Blankets <input type="checkbox"/>		Complications? (N)				
Reason for Transport / Chief Complaint (Why is the patient being transported today?): alcoholic		Pertinent Medical Hx _____								
What Specific Service is required but not available at orig facility? med eval		Current Medication Ambien								
Observations / Narrative Medical Necessity: found 49 y/o w/m sitting on sofa. Alcoholic needs help. drunk mouthwash last night at having hallucinations.		Allergies: unknown								
Narrative: It is wanting help for his alcoholism. CAO X3, pupils slightly constricted, Airway patent, JVD trace, midline. Chest: equal rise & fall. Abdomen: unremarkable. Extremities: ROS = goodly, CRT normal, skin warm & dry.		IV Maintenance Prox # None Always _____ Prox # None ETT: Size _____ Prox # None Vent: TV _____ Prox # None Rate _____ Prox # None								
V/S Below, ECG = S-Tach		Oxygen Therapy Prox # None Neat Canula _____ Prox # None Trach Collar _____ Prox # None LPM _____ Duration _____								
Tchrs. Ck to Summit ER & turned care over to Staff		Waiting Time > 0:30 Reason: _____								
Physician Order's Verification Physician Signature: _____		Cont on Narrative? Y N								
21706 151/91 122/24 5/100 9/6		21728 136/91 112/24 5/100 9/7								
Prov: 1 Driver M. Demese ENT		Level of Care Provided ICU/NICU ECU LS IA Unit Number: 038								
Prov: 2 Tech G. Lawrence P 0600177										
Prov: 3 Other										

St. Joseph's Hospital
Disciplinary Progress Note

07/000000

312/A
RICKARD DANNY
VA VALENTINE RICHARD
M 03/04/1957
01/16/07 00:45

0009709
H33
35
000007312



Date & Time	Problem / Focus	Progress Note	Signature & Title
1-11		<p>Pt body member + threatened self + others Grand - threat to cut own wrists Police here - pt has jagged cuts again - ripped off a band again - requires to report from staff No apparent suicidal ideation Pt agitated - will transfer to unit for monitor him more closely Add Therazine for control Chd in talking + needs Glavol 200mg 195 198 12/1/06 add camp 12/26 270 Moverdick At the upphay Surgery gesture Disturb</p>	

20 Jan 07 3:14pm

✓

RX0R02

SUMMIT HOSPITAL

Page 1 of 3

Case 3:07-cv-00270-MHT-WG Document 8-2 Filed 06/07/2007 Page 31 of 50

Rx Location: Pharmacy
User: JACDAVIS

01/18/2007 07:00:00 through 01/19/2007 06:59:00

Time: 16:12:01

Patient: PICKARD DANNY

0009789

Sex: M

Admit Date: 1/16/07

Location: MS3 312-A

Physician: VA VALENTINE RICHARD

99997

Height: 5' 2 1/2 in

Weight: 180 lb 0 oz

No.	Medication	Start/Stop	Adm	07:00 to 14:59	15:00 to 22:59	23:00 to 06:59
Scheduled Orders						
0049492	POTASSIUM CHL 20MEQ 20 MEQ PO EACH DAY	01/17/2007	0900			
	ONE DOSE = 20 MEQ = 1 TABLET	AT 0900				
	K-DUR 20MEQ TAB	03/17/2007				
	** SOUND-ALIKE/LOOK-ALIKE MEDICATION **	AT 0900				
	****FLOOR STOCK****					
	Sign 1: Sign 2:					
0040688	PROTONIX 40MG INJ 40 MG IV EACH DAY	01/16/2007	0900			
	ONE DOSE = 40 MG	AT 0900				
	PANTOPRAZOLE 40MG INJ	03/16/2007				
	****FLOOR STOCK****	AT 0900				
	Sign 1: Sign 2:					

One time only medications-dose/strength	Time	Init	Signatures	Init	Shift
			<i>[Signature]</i>	MB	7A-70

Patient: PICKARD DANNY

0009789

Diagnosis: ALCOHOLISM

Admitted: 1/16/07 00:45

Discharge: 0/00/00 00:00

Admit Physician: VA VALENTINE RICHARD

Note:

Age: 49 Y Date of Birth: 05/04/1957

Sex: Male

Risk P:

7331

Location: MS3 312-A

Allergies: No Known Drug Allergy

Patient: 0009789 PICKARD DANNY

Room/Bed: 312-A

Verified By:

20070117 13:17

Rx Location: Pharmacy

MEDICATION ADMINISTRATION RECORD

Case 3:07-cv-00270-MHT-WG Document 82 Filed 06/07/2007 Page 82 of 80

User: JACDAVIS

01/16/2007 07:00:00 through 01/17/2007 06:59:00

Time: 16:12:01

Patient: PICKARD DANNY

0009789 Sex: M

Admit Date: 1/16/07

Location: NSJ 312-A

Physician: UA VALENTINE RICHARD

99997 Height: 5 ft 10 in Weight: 180 lb 0 oz

No:	Medication	Start/Stop	Adm	07:00 to 14:59	15:00 to 22:59	23:00 to 06:59
-----	------------	------------	-----	----------------	----------------	----------------

Scheduled Orders

0049011	Bag 7, 8, 9	01/16/2007		1130	1930	0330
	Dextrose 5%NS 0.45% KCL 10meq 1000 ML	AT 1130				
	IV COMB 1000 ML	03/17/2007				
	ONE DOSE = 1000 ML	AT 1129				
	TRIAMETER KCL 100 MG IV COMB 2 ML					
	ONE DOSE = 100 MG = 1 ML					
	D5NS1/2 + KCL 10MEQ 1000ML					
	VIT B1 (THIAMINE) 100MG/ML INJ					
	RATE: 125 ML /HR					
	****FLOOR STOCK****					
	Sign 1: Sign 2:					

209m 07:11 3:11p

One time only medications-dose/strength	Time	Init	Signature	Init	Shift
---	------	------	-----------	------	-------

Patient: PICKARD DANNY 0009789 Diagnosis: ALCOHOLISM
 Admitted: 1/16/07 00:45 Discharge: 0/00/00 00:00
 Admit Physician: UA VALENTINE RICHARD Note:
 Age: 43 Y Date of Birth: 05/04/1957
 Sex: Male Hist.#: 7331 Location: NSJ 312-A

Allergies: No Known Drug Allergy

Patient: 0009789 PICKARD DANNY

Room/Bed: 312-A

Verified By:

SUMMIT HOSPITAL
4401 RIVER CHASE DRIVE
PHENIX CITY AL 36867

LABORATORY
JOHN STICH, M.D.

NAME: PICKARD DANNY
MR# : 000007331

DOB: 5/04/57
AGE: 49 SEX: M

PCP:

URINALYSIS

SPECIMEN YR 2007

DT 01/15

TM 18:40

REFERENCE

LOW - HIGH UNITS

COLOR YELLOW

APPEAR CLEAR

SP GR 1.020

PH 6.0

PROTEIN 30

GLUC NEGATIVE

KET 5-80

BILI NEGATIVE

OCCBLOOD LARGE

UROBIL 0.2

NITRITE NEGATIVE

LEUKOCYT NEGATIVE

WBC 0-3

RBC 10-25

EPITH OCC

MUCUS FEW

ACETEST LARGE

TRACE -

NEG -

NEG -

NEG -

NEG -

0.2 - 1.0

NEG -

TECHNOLOGIST DAC

VERIFIED DT 01/15/07

TM 19:02

COMMENTS:

15/07/01 19:00 UA

SOURCE:: VOIDED

Case 3:07-cv-00270-MHT-WO Document 3-2 Filed 06/07/2007 Page 34 of 50

Rx Location: Pharmacy

MEDICATION ADMINISTRATION RECORD

Date: 1/17/2007

Time: 16:12:01

User: JACDAVIS

01/18/2007 07:00:00 through 01/19/2007 06:59:00

Patient: RICHARD DANNY

0009789 Sex: M

Admit Date: 1/16/07

Location: MSJ 312-A

Physician: UA VALENTINE RICHARD

99997 Height: 5 Ft 10 in Weight: 180 lb 0 oz

No:	Medication	Start/Stop	Adm	07:00 to 14:59	15:00 to 22:59	23:00 to 06:59
-----	------------	------------	-----	----------------	----------------	----------------

NEW Orders

0049493 PROPOXYPHENE N-ARAP 2 TABLET PO THREE

01/17/2007

1045 ET

TIMES A DAY AS NEEDED

AT 0859

ONE DOSE = 2 TABLET

03/18/2007

Darvocet N-100 TAB

AT 0859

PRN PAIN

****FLOOR STOCK****

Sign 1: Sign 2:

0049494 CHLORDIAZEPAMIDE BCL 25 MG PO EVERY

01/17/2007

THREE HOURS AS NEEDED

AT 0901

ONE DOSE = 25 MG = 1 CAPSULE

03/18/2007

LIXIRUM 25MG CAP

AT 0900

****FLOOR STOCK****

Sign 1: Sign 2:

One time only medications-dose/strength	Time	Init	Signatures	Inst	Shift
---	------	------	------------	------	-------

Patient: RICHARD DANNY

0009789

Diagnosis: ALCOHOLISM

Admitted: 1/16/07 00:45

Discharge: 0/00/00 00:00

Admit Physician: UA VALENTINE RICHARD

Note:

Age: 49 Y Date of Birth: 05/04/1957

Sex: Male Hist. #:

7331

Location: MSJ 312-A

Allergies: No Known Drug Allergy

Patient: 0009789 RICHARD DANNY

Room/Bed: 312-A

Verified By:

Patient Name: PICKARD, DANNY
MRN: 7331
Order Control: NW
Accession #: 00097890001500
Exam Code: XRPCHEST

Date of Birth: 5/4/1957
Observation Date/Time: 01/15/2007 19:57:00
Order Number: 1500
Ordering Provider: DARIUS BROWN
Clinical Indication: etoh withdrawal

C:.dot
Exam Title:
Chest, AP portable, 01/15/2007.

History:
ETOH withdrawal.

Findings:
The heart diameter and mediastinum are normal. The lungs are clear. There are no pleural effusions.

Impression:
Normal.

Fernando Bayo, III, MD

:This document is electronically signed by Fernando Bayo, III MD on 01/16/2007 at 10:42:24 AM (CST) Verification: 1636689820070116104224

D: 01/16/07 08:47
T: 01/16/2007 08:12
SJN: SMT16366898
DJN: 6534
/

Legally authenticated by BAYO III FERNANDO 2007-01-16 08:12:01

SUMMIT HOSPITAL
4401 RIVER CHASE DRIVE
PHENIX CITY AL 36867

NAME: PYLEARD DANNY
MRN : 000007331

DOB: 5/04/57
AGE: 49 SEX: M

PCP:

URINE CHEMISTRY

=====

SPECIMEN YR 2007
DT 01/15
TM 18:40

REFERENCE
LOW - HIGH UNITS

PCP NEGATIVE
TNC NEGATIVE
BARBIT NEGATIVE
BENZO NEGATIVE
COCAINE NEGATIVE
OPIATE NEGATIVE
TRICYC NEGATIVE

NEG -
NEG -
NEG -
NEG -
NEG -
NEG -
NEG -

TECHNOLOGIST DAC
VERIFIED DT 01/15/07
TM 19:01

****FOR SCREENING PURPOSES ONLY****

Confirmation testing recommended for positives.

NAME: <u>Pickard, Darryl</u>	D.O.B. <u>050457</u> RACE: <u>W</u> SEX: <u>M</u>
PRESENT MEDICATION:	SSN: <u>260-92-3515</u>
ALLERGIES:	
PPD:	HGT: <u>6'00"</u> WGT: <u>185#</u> LBS.
HIV/VDRL:	

DATE/TIME	NURSE SIGNATURE
-----------	-----------------

01/18/07 5:50 AM W/m escorted to infirmary by Mr. S. King.

1535 Just released from Summit Hosp for ETOH poisoning.

Admitted on 1/15/07. DR instructions show

no special orders or medications noted. Incident

this AM @ hospital, 1-3 acted out - breaking

mirrors, etc. Advised to place on suicide

observation. Very poor hygiene. Law noted

Monitor closely. Flu & DR. Warr on 1/19/07. -- O'Keefe 1/19/07

01/18/07 5:00 AM Hearing voices. Cnts

to ext dirty clothing. Hair

long matted & hair scrambled

edges in hair. Shakes shackles

on feet + barefooted. Regs

Elavil and special diet

ordered in hospital. Reports 2 pills

earlier

CA. Unkept

P. Haircut + Shampoo & Shower

Suicide Watch

Detox per protocol

Contacted nurse Pelfrey

by phone & she reports

P meds given & meds

ordered. Reports investigator

told her that he has

been exaggerating AH+

THAT H. machine 10 yrs ago

HR 133 115/76 44 bpm 70/80 mmHg

Pulse OX 99%

Attempted to contact Dr Warr

to further approve detox. Contact

unsuccessful. Librium 50mg po

given @ 2120. Brother lives

at home. No phone at home.

Pickard, Danny

Date/ Time	Nurse Signature
01/18/07 2300	In holding cell quiet & clean p. shower, Shampoo & Hair cut. Very appreciative for hygiene assistance — <i>ME Jones RN</i> 1/5: 149/132 - 20 964
01/19/07 1250	Flu: Hospital release (? detain) Procordia 10mg 8/c given STAT. HEENT: ϕ LUNGS: Clear HEART: tachycardia \pm ϕ murmurs AB: NT/BK \downarrow EXT: ϕ edema noted NEURO: pm and shales SKIN: normal Noted on 1/19/07 2300 Detox protocol x 3 days. <i>Wm</i>
01/21/07 10PM	Benadryl 100mg PO 20 ϕ sleep to adm agitated ϕ Librium avail <i>ME Jones RN</i>
01/22/07 0358	Transported to Summit ER per Amb 20 ϕ fore head lac N 2" long N 3/4" deep. Pressure dsg ϕ other injuries noted. Prob BT's. Was sprayed at T struck to R thigh post. ϕ evidence seen of some <i>ME Jones RN</i> 1/5: 149/86 - 136 - 18 - 98 987.
01/22/07 1845	Flu: ER visit laceration to R-side of head. tachycardia ϕ murmurs head. - dressing removed & antibiotic ointment applied. - 12 staples/staples intacted. - Am Librium 25mg given Motrin 800 mg 1 tab given <i>A</i>

Date/ Time		Nurse Signature
1005	Due to agitation and healing on cell dam.	
012207	Neodon 20mg 1m given IDG.	
012407	Flu: unable to explain reason for banging	
1430	head on door on 1/22/07. Laceration cleaned off and covered w band-aid.	Perfey Lopez
012507	Flu: laceration to Pynchaw. - Clean band-aid given	
1130	Flu on Monday 1/29/07	
	Natrin 800mg given for pain.	
012907	Flu: Laceration to Pynchaw. $\frac{1}{5}$: 149/95 - 101-18	100%
1135	$\frac{1}{2}$ staples removed	
BS:123	area cleaned w betadine swab. Covered area w clean bandaid.	
	Naproxen 500mg qHS x 7 days	
	Noted 1/24/07	
	$\frac{1}{6}$: 155/98 - 92-16 - 973	100%
013107	Flu: remove remaining staples on 2/5/07.	
1040	Healing well.	
020606	All remaining staples removed. Area healing	
1025	well. Also spoke to pharmacy in Bacula, Ga to obtain info reference to Rt. Harn + filed it since 2002. Contacted EAMH Outreach to set-up intake.	Perfey Lopez
1115	Karen & Outreach set-d call. Information given - to call back & appt.	Perfey Lopez
2/7/07	Transported to EAMH for intake.	Perfey Lopez
0915		
2/17/07	physician for mental health 12	
0930	Transported to EAMH.	

Richard, Danny

Date/ Time		Nurse Signature
03/07/07	C/O passing kidney stone 1010 Benadryl 50 mg po IBU 800 mg f/u Dr Watt @ next visit J. K. Smith RN V/S 154/97-101-18-97 100%	
030807	? kidney stones	
1010	UA Checkship - trace pus" ORBC. per Lynette Kelex 500mg bid x 7 days Naproxen 500mg qHS x 7 days Fluappt @ EAMH scheduled for 3/14/07 M. L. L. 030807 JLD	
031407	transported to EAMH appt.	Jeffrey L. L. L.
0930		
032307	Rec'd request to go to tooth pain & discomfort 0730 Placed on dental list.	Jeffrey L. L. L.

5750

DAILY SHIFT LOG

FROM 1900 TO 700 THE 21 DAY OF Jan 20 07 SHIFT Night D
SHIFT SUPERVISOR Sgt Moore CENTRAL C/O Chadwick
BOOKING OFFICER C/O Walden 1st MALE POD C/O Brown
2nd MALE POD C/O Wurst FEMALE POD C/O Kite
C/O Andrews - Smith

[illegible]

	0300
<i>Sp. L. S.</i>	<i>Sp. L. S.</i>

RUSSELL COUNTY SHERIFF'S DEPARTMENT
CORRECTIONAL UNIT 5750

DAILY SHIFT LOG

FROM 1900 TO 0700 THE 21ST DAY OF January 20 07 SHIFT D-NIGHT

SHIFT SUPERVISOR SGT. MOORE CENTRAL Chadwick

BOOKING OFFICER Walden 1st MALE POD N. BROWN

2nd MALE POD Andrews FEMALE POD Kitti.

ITEM	TIME	INCIDENT / MESSAGE / ACTION TAKEN
(1)	1900	C/O Chadwick relieved C/O Holmes from all Central Control duties; Lamp test checked all secure. —
(2)	1959	Phenix City car enter big gate. —
(3)	2025	Phenix City exit vehicle Sally port. —
(4)	2031	C/O WURST and 4 J3's out for trash Run. —
(5)	2033	C/O WURST and 4 J3's Back inside from trash R. —
(6)	2041	Phenix City enter big gate. —
(7)	2103	Phenix City P.D. car exit vehicle Sally port. —
(8)	2158	NURSE MCGINNIS exits lobby. —
(9)	2300	Nothing to report at this time. —
(10)	2305	Perimeter check by C/O WURST BEGINS. —
(11)	2315	Perimeter check complete by C/O WURST; all secure. —
(12)	2323	Phenix City P.D. car enter big gate. —
(13)	2349	One city unit exit Sally port. —
(14)	01:18	C/O Smith Conducted outside perimeter check. —
(15)	01:25	C/O Smith Completed outside perimeter check, all secure. — BACK gate all secure. —
(16)	02:24	Phenix City P.D. car enter big gate. —
(17)	02:49	Phenix City P.D. car exit vehicle Sally port. —
(18)	03:05	SGT. Moore reviewed C/O Chadwick's log. —

RUSSELL COUNTY SHERIFF'S DEPARTMENT **CORRECTIONAL UNIT** 5250

DAILY SHIFT LOG

FROM 19:00 TO 07:00 THE 21 DAY OF Jan 20 07 SHIFT D-Night
 SHIFT SUPERVISOR Sgt Moore CENTRAL Chadwick
 BOOKING OFFICER Holder 1st MALE POD Brown
 2nd MALE POD Andrews FEMALE POD Kitt
 Cover % Smith, % ~~Ward~~ Ward

ITEM	TIME	INCIDENT / MESSAGE / ACTION TAKEN
1	19:00	% Kitt relieved % Powell from female pod duties, lamp left draw secure, the female unit head count $x=10$, $y=7-1$, $z=16$ total = 33, All females are out of lock down at this time
2	19:12	0-3 McLaughlin, Tiahv returned from S.O. to the unit
3	20:28	% Smith escorted Ellis Debra, Livingston Tracy and Singletary Jennifer up to infirmary
4	20:44	% Smith escorted Ellis Debra, Livingston Tracy and Singletary Jennifer returned to the unit
5	21:01	% Kitt passed out med.
6	21:13	% Brown N. escorted Asgood Shelly up to infirmary
7	21:24	% Brown N. escorted Asgood Shelly returned to the unit
8	21:25	% Brown N. drop off med. for Lesita Jones. at front door female.
9	22:00	All secure, nothing to report at this time.
10	23:00	All females are lock down at this time.
11	24:00	All secure, nothing to report at this time.
12	01:00	All secure, nothing to report at this time.
13	02:00	All secure, nothing to report at this time.
14	03:00	All secure, nothing to report at this time.
15	04:06	% Chadwick conduct breakfast tray run
16	04:11	% Chadwick females feed complete.
17	04:26	All females are finish with breakfast tray, returned to lock down
18	05:43	% Chadwick escorted McLaughlin Tiahv up to S.O. for work detail

[illegible]

Smith
Wurst

RUSSELL COUNTY SHERIFF'S DEPARTMENT
CORRECTIONAL UNIT 5750

DAILY SHIFT LOG

FROM 1900 TO 700 THE 21 DAY OF Jan 20 07 SHIFT D-Night
SHIFT SUPERVISOR SGT. Moore CENTRAL Chadwick
BOOKING OFFICER Walden 1st MALE POD Brown
2nd MALE POD Andrew FEMALE POD Kitt

ITEM	TIME	INCIDENT / MESSAGE / ACTION TAKEN
1.	1855	C/O Brown, n relieved C/O Campbell of all duties in male pod 1. Lights show secure.
2.	1905	C/O Wurst came back to get slips and mail.
3.	1907	C/O Smith ran headcount.
4.	2014	All mops and clean stuff are out.
5.	2137	C/O Wurst came back with 2 J3's for male pod 2.
6.	2246	C/O Wurst came back with J3 Billy Pitzer to D-14 from D13.
7.	2300	C/O Brown put all J3's back in lockdown
8.	2305	C/O Smith ran headcount and C/O Wurst ran outside check.
9.	1:07	C/O Wurst ran headcount
10.	1:19	C/O Smith ran outside check.
11.	2:30	All J3's still in lockdown all clear.
12.	3:06	C/O Smith came back to give shots.
13.	3:24	SGT. Moore came back to sign log.
14.	4:08	C/O Walden called for J3

[illegible]

RUSSELL COUNTY SHERIFF DEPARTMENT

USE OF FORCE REPORT

DATE: 1-22-07 TIME: 0325 CASE # _____LOCATION OF INCIDENT: Holding Cell OneSUSPECT'S NAME: Danny Wayne Pickard SEX M RACE W DOB 5-4-57ADDRESS: # 50 Norman, Seale AL 36856CHARGE(S): Fugitive from JusticeTYPE OF INCIDENT: Disorderly ConductTYPE OF FORCE USED: (☒) CHEMICAL WEAPON () HANDS ON
() OTHER RESULTING IN INJURYIF CHEMICAL EFFECT: () IMMOBILIZED SUSPECT (☒) NO EFFECTWAS SUSPECT INSTRUCTED HOW TO REMOVE THE CHEMICAL (☒) YES () NO () REFUSEDINJURY TYPE TO SUSPECT: N/AHOSPITAL: Yes DOCTOR: YesINJURY TYPE TO OFFICER: N/A

WITNESSES:

NAME	ADDRESS	PHONE
<u>N/A</u>		

NAME	ADDRESS	PHONE
<u>N/A</u>		

ANY RELATED REPORTS: () I/O REPORT () ARREST REPORT

OFFICER USING FORCE:

NAME: Sgt. P. Moore ID # 15

SUMMARY OF INCIDENT TO BE COMPLETED BY OFFICER USING FORCE: On 1-22-07 approx. 0315 HR. Sgt. P. Moore was posted in the Sgt. Pod conducting paperwork. R/O then heard inmate Danny Wayne Pickard hitting his head against the steel door. R/O exited Sgt. Pod in route to holding cell one. Upon arrival R/O observed inmate Pickard hitting his head against the door. R/O ordered inmate Pickard several times to stop hitting his head against the door, but he refused. R/O then called C/O Wayne Smith for backup. R/O ordered C/O Smith to open the door, and R/O applied a one second

Moments later inmate Pickard started hitting his head against the steel door again. R/D arrived to holding cell one and observed inmate hitting his head against the door again. R/D observed inmate Pickard head was bleeding. R/D called for backup several times, but R/D couldn't wait because inmate Pickard was bleeding very badly.

SUPERVISORS NAME: SSG, DANNY BUSSEY ID# 9611

SUPERVISORS REPORT OF INCIDENT: UPON REVIEW OF THIS INCIDENT, I FIND SGT. MOORE USED MINIMAL NECESSARY FORCE TO GAIN CONTROL OF INMATE DANNY PICKARD. SGT. MOORE UTILIZED HIS CHEMICAL SPRAY IN AN ATTEMPT TO PREVENT INMATE PICKARD FROM FURTHER INJURING HIMSELF. THE CHEMICAL SPRAY BEING INEFFECTIVE, SGT. MOORE RESORTED TO USING HIS EXPANDABLE STICK WHEN INMATE PICKARD FAILED TO FOLLOW VERBAL COMMANDS. INMATE PICKARD COMPLIED AFTER BEING STRUCK ONCE WITH THE STICK. THERE WERE NO SERIOUS INJURIES TO INMATE PICKARD AS A RESULT OF THIS INCIDENT. INMATE PICKARD WAS TREATED AT SUMMIT HOSPITAL FOR A SELF INFLICTED INJURY. END REPORT.

[Signature]

NOTE TO SUPERVISOR: This report must be completed and copies placed on the desk of the Sheriff and Chief Deputy immediately. A report must be filed by each officer involved in the Use of Force incident.

R/D then open the door and let inmate Pickard out to prevent him from further injuring himself. Inmate Pickard then exit out of holding cell one, and ran into the property room screaming, "I'm going to kill myself." R/D then grab inmate Pickard right arm an attempted to place him on the ground, but he refused to comply. R/D then struck inmate Pickard one time with his stick on his lower leg and he complied. C/O Steve wurst arrived and assisted R/D with handcuffing inmate Pickard and escorting him to hold cell one. End of report

[Signature] 15

EXHIBIT A – PART TWO
INMATE FILE OF DANNY WAYNE PICKARD

VICTIM	CELL #	DATE	TIME	SHIFT SUPERVISOR
RCJ		1-22-07	0325	Sgt. P. Moore
OFFENDER	CELL #	TYPE OF INCIDENT/OFFENSE		
Danny W. Pickard	Holding (D)	Disorderly Conduct		
WITNESSES	CELL #	WITNESSES (OFFICERS)		
1.		N/A		
2.				
3.				

NARRATIVE:

On 1-22-07 approximately, 0315 HR. Sgt. P. Moore was posted in the Sgt. Pad conducting paperwork. R/O then heard inmate Danny Wayne Pickard hitting his head against the steel door. R/O exited Sgt. Pad in route to holding cell one. Upon arrival R/O observed inmate Pickard hitting his head against the door. R/O observed inmate Pickard hitting his head against the door. R/O ordered inmate Pickard to stop hitting his head against the door, but he refused. R/O then called C/O Wayne Smith for backup. R/O ordered C/O Smith to open the door, and R/O applied a one second of stream of (Freeze Plus P) chemical spray to prevent inmate Pickard from injuring himself. Moments later inmate Pickard started hitting his head against the door again. R/O arrived to holding cell one and observed inmate Pickard hitting his head against the door again. R/O observed inmate Pickard head was bleeding. R/O called for backup several times but R/O couldn't wait because inmate Pickard was bleeding very bad. R/O then open the door and let inmate Pickard out to prevent him from further injuring

Continued

VICTIM	CELL #	DATE	TIME	SHIFT SUPERVISOR
OFFENDER	CELL #	TYPE OF INCIDENT/OFFENSE		
WITNESSES	CELL #	WITNESSES (OFFICERS)		
1.				
2.				
3.				

NARRATIVE:

injuring himself. Inmate Pickard then exit out of holding cell one, and ran into the property room screaming "I'm going to kill myself." R/O then grab inmate Pickard right arm an attempted to place him on the ground, but he refused to comply. R/O then pulled his stick and struck inmate Pickard one time on his lower thigh and he complied. C/O Steve Wurst arrived and assisted R/O with handcuffing inmate Pickard and escorting him to holding cell one. R/O then notified R/W Melnis and advised her to report the jail ASP. R/W Melnis arrived, R/O and C/O Wurst escorted inmate Pickard to the infirmary for treatment. R/W Melnis then advised inmate Pickard needed to be transported to the hospital for his injuries to his head. R/O dispatched EMS to the Jail. Upon arrival EMS placed inmate Pickard on a bed and transported him to Summit hospital for treatment. End of report

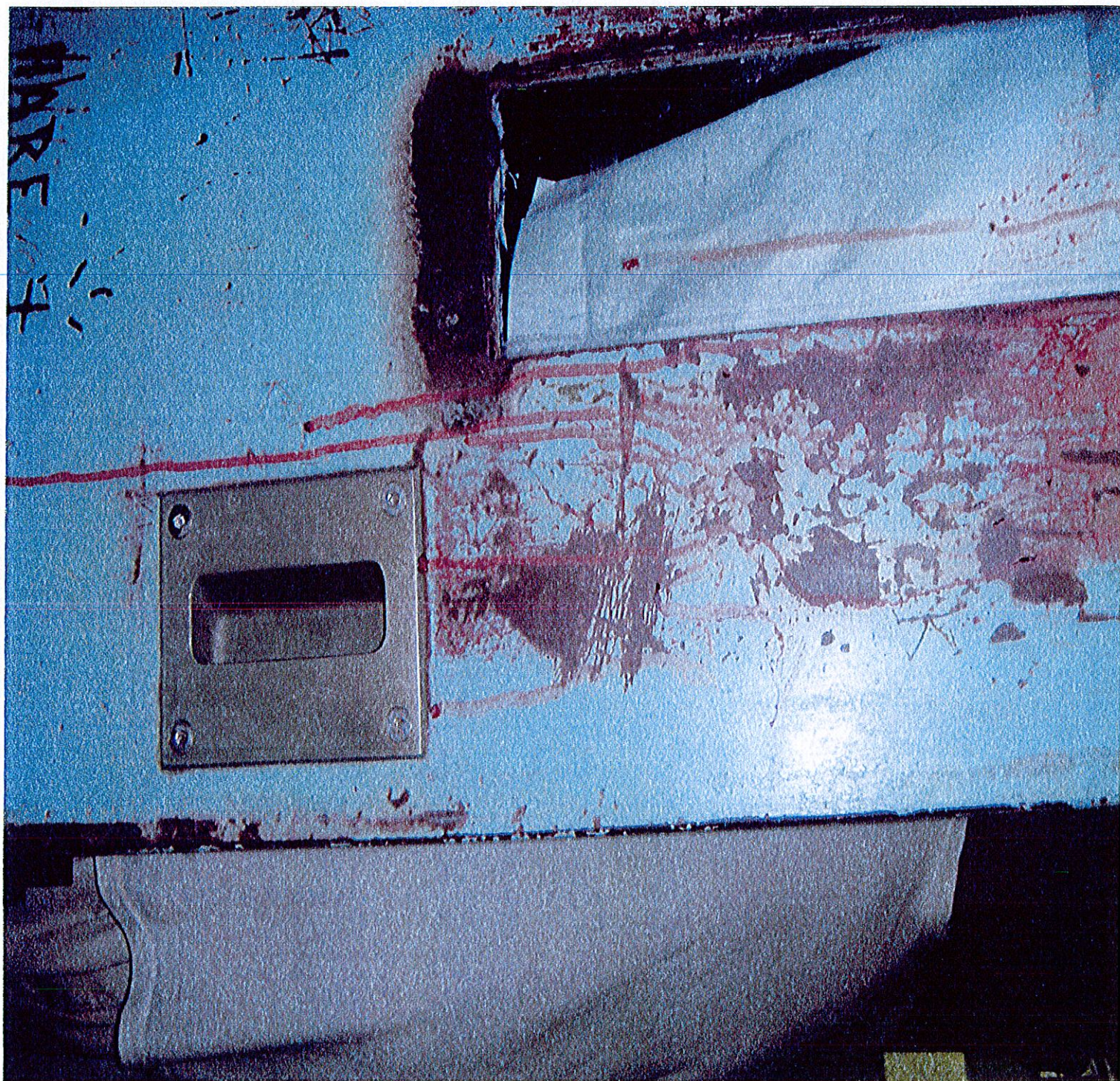
Sgt. P. S. M. 15

I.D. NO. 245939		PRISONER'S JAIL RECORD				NO. 42	
NAME Danny Wayne Pickard				ALIAS OR NICKNAME		DATE 1-15-07	TIME 2:23 PM
ADDRESS #50 Norman, Seal, AC 36856				ARRESTING OFFICER King, S			
DATE OF BIRTH 5-4-57		PLACE OF BIRTH Wheeler, TX		SCARS OR MARKS			
AGE 49	RACE W	EYES BRO	HAIR BLK	SEX M	HEIGHT 6'0	WEIGHT 185	COMPLEXION
OFFENSE FUGITIVE FROM FUGITIVE (OK 9/00SS, R)					STATUS Dist		
HOW RELEASED		DATE	TIME	RELEASING OFFICER			
S.S. NO. 260-92-3575				OCCUPATION			
CTDT	BOND	F/P	PHOTO	B/O			
NB				Russeef			
				Fax 850 609-2086 waiver			
NCIC: Chen				850-651-7400			

BOOKING #: 070119009

BIN #:

LEAVE message Debbie Nichols



RUSSELL COUNTY SHERIFF'S DEPARTMENT

CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) PICKARD DANNY W.	CO's Name & ID Number C/O Turner 37
Housing Assignment C-22	Shift Assignment

PART "A" INMATE REQUEST

GRIEVANCE EXPLAINED ON NEXT 5 PAGES
NUMBERED I - V

IF I DON'T GET A RESPONSE/CAN I ^{appeal} **DANNY PICKARD**
Grievant (Inmate) Signature

PART "B" - RESPONSE

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____

Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____

Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

Continued Grievance

Date 1-22-07,

* I HAD BEEN DRUNK for about a week, I WAS beginning to sober up & started going into DT's. I CALLED AN AMBULANCE out to my self. they sent the Russell Co. police out First, then the Ambulance, I WAS TAKEN to Summit Hospital, Im sure the Doctors there hadnt had to much experience with DT's, they were not giving me enough medication & I went into DT's and got Rowdy Scared them & they called Russell Co. back out there. They found AN OLD WARRANT probation VIOLATION From Fla. on me, So I Ended up in Russell County Jail rather than Summit Hospital.

This is what Happened starting 1/22/07

* I went into DT's right before we got back to the Jail. I Dont know what I could of been Imagining, but when we got inside I remember being Kicked, Kneed Hit, pulled & slammed around, while my cloths were being torn off. I GOT 2 Front Teeth during this beating Broke off. I WAS drug around naked in Front of the Female staff, and thrown in a cold Holding Cell NAKED. Eventually after I settled Down, I went into DT's AGAIN, I THAUGHT I heard sirens & went to see what it was, I pushed on the door & IT SLID open, I WALKED outside of it & there WAS SGT Moore I Turned & walked toward him I THOUGHT He was there to help me.

Continued Grievance

* ALL OF A sudden I get saturated in mace, then I feel A deadening PAIN ACROSS my eye, He HAD Hit me with his Steel Club, in All the BLOOD, MACE, slobber, I CANT see or hear anything! The cut is 3/4 inch wide & 6 inches Long, around my Right eye. I Immediately lit the floor begging him, not to hit me any more. But it wasnt enough as FAR AS he was concerned, He kept spraying & swinging his bar. I kept backing away, Cryin, couldn't see or hear hardly anything. Blood steady flowing, He backed me in a closet of some kind. I grabbed at the door, trying to close it but he kept sticking that bar in between it, STILL spraying Trying to hit me again. I found some kind of handle, kept poking at his club trying to get him to go away. I guess with ALL the Bleeding mace, and fear I PASSED OUT. I CAN remember thinking there going to Kill me now, and started praying. the whole time moore was on my back still trying to spray me again with his mace.

Then the sheriff came in I Believe. they thru me down on the floor & handcuffed me from the back, Toting me Like a suitcase they ALMOST tore my Arms Loose. Kept BANGING my knees Trying to get me to WALK. Like I could after these 2 Beatings. They continued to tote me out of the Jail & was thrown in a VAN.

Continued Grievance

I was then hauled off to another JAIL, WAS TOLD in there to the nurse on Duty. The SHERIFF asked her about sewing it up, & she told him she Couldn't do anything with it, the cut was too wide & deep, so she was TOLD TO CALL another ambulance out to me. So we went BACK to the Hospital. We went in & out the back door. I'm NOT sure if I even signed in. They put about 25 STAPLES in my head & around my eye. They didn't even take time to scan to see if there were other problems. I guess the VAW was sent for a cleaning because when we Left the Hospital we were in the sheriff's car. When we got to the JAIL the sheriff Jerked me out of the car drug me across his trunk & told me if I SAID ANY thing he would take off the other side of my head. As we ENTERED the JAIL I WAS STRIPPED again & put in the holding cell, SICK, COLD, NAKED & SORE. I WAS Left this way for 6 days. The nurse & the other officers that cleaned me up at the other JAIL, Held me down & cut my hair ALL off for no particular reason. Washed most of the blood off put a piece of a bandage on me, gave me clean pants & we waited on the ambulance. I have no IDEAL why all this happened, I'm NOT violent in any way & Don't Fight.

Pctand

IV

Continued Grievance

* Since ALL this has happened, I have been put in the back in Cell C. I have continued to try to get MEDICAL ATTENTION TO NO AVAIL. I just keep getting the run around, Can't get no help.

Since the beating I HAVE severe HeadAcks Dizziness. My memory is slipping more & more each day, My speech is slowed from the difficulty in remembering simple words to complete a sentence with. My nerves are ruined, Im ALWAYS shaking, quick & jumpy - I dont sleep hardly any. Anxiety & Fear are over whelming. I broke off the other piece of my tooth, that WAS Left From the other beating, while eating dinnee the other nite. Now I have an extreme tooth ach, I cant get to the dentist to get it pulled either.

My Right eye brow is $\frac{1}{2}$ inch Lower than the Left. When ever I see ~~Bob~~ Moore or hear him call my name I can see or hear the animosity in his tone, I Am scared of having a replay of this happening again. This is the only way I know of protecting my self, is Letting someone know what they done. & try to make sure it doesnt happen again. ALSO to get the medical Attn. I still need.

LAST OF Grievance

* Chief ALEXANDER, I want to personally appeal to your Professionalism and on you being a compassionate man, I WAS BEATEN UNGODLY FOR NO REASON.

EveryTime I HEAR Sgt-Moore's VOICE, I SHAKE IN FEAR, Him and some of the other officers seem to be holding a grudge.

I THINK THAT appropriate actions to be TAKEN would be for Sgt-Moore & ALL Accomplishing Officers be suspended with out pay UNTIL Futher Investigation CAN be MADE. I ALSO Know they were trying very hard to cover all this up.

I ALSO SIR INTEND ON SELF Gradification thru A 1983 Federal LAW suit Form, I would also be grateful For your help with this of Course not to Exceed your duty & obligations to the SHERIFF and to your Jail.

Thank you For your help
and your time to read
this grievance

Det, Rickard
C 22

2/24/07

550 350 350
INMATE REQUEST SLIP C 22
 Name Danny Pickard Date 2/27/07
 LOCATION

- ☐ Telephone Call ☐ Time Sheet
☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

I wrote a Request yesterday
 for a 1983 Federal Law suit
 Form, also with a grievance
 Could you let me know if they
 got to where they were
 suppose to get. & could I get
 a signed copy.

(Do Not Write Below This Line - For Reply Only)

CONTACT YOUR ATTORNEY

SSA. 3

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then
 Forwarded To Those The Request Is Directed.

- ☐ Lieutenant ☐ Chief Deputy ☐ Sheriff

Date 2/27/7 Time Received 1900

Jailer and

INMATE REQUEST SLIP

Name Danny Richard Date 3/10/07 LOCATION _____

☐ Telephone Call ☐ Time Sheet
☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

I'm still wondering what is
the correct procedure to get a
1983 Federal Law suit form! I've
tried ever option available to me.

Would you be so kind to let me
know what I need to do to acquire
one of these forms Thanks
D. Richard

(Do Not Write Below This Line - For Reply Only)

CONTACT YOUR ATTORNEY

SSB. J

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

☐ Lieutenant ☒ Chief Deputy ☐ Sheriff

Date _____ Time Received _____

INMATE REQUEST SLIP C 22
LOCATION

Name DANNY PICKARD Date 02/26/07

- ☐ Telephone Call ☐ Time Sheet
☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

I WANT TO REQUEST A 1983
FEDERAL LAW SUIT FORM &
ID LIKE TO GET ONE THIS WEEK
PLEASE.

(Do Not Write Below This Line - For Reply Only)

3/1/07 - Referred to S. Sgt. Bassey -
H. Dillard -

CONTACT YOUR ATTORNEY.

SSB

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

- ☐ Lieutenant ☐ Chief Deputy ☐ Sheriff

Date 2-25-07 Time Received 2:00

Jailer W. H. H. H.

RUSSELL COUNTY SHERIFF'S DEPARTMENT

CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used.

[Handwritten Signature] 16

Submitted By:	Received By:
Inmate's Name (last name first) PICKARD, Danny W.	CO's Name & ID Number C/O Kline 40
Housing Assignment C-22	Shift Assignment B-Night 2-25-07 2000

PART "A" INMATE REQUEST

I have tried over & over to get medical treatment for these
 miAgrain HeadACKs, Lost of memory, anxiety, nervousness
 & especially Lost of sleep Because of these things.
 I need to see a medical Doctor, I need help with
 all these Problems

Grievant (Inmate) Signature *Danny W. Pickard*

PART "B" - RESPONSE

3/1/07 - Referred to Staff Sgt. Bussey for investigation
J. Fareed -

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____
 Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____
 Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

16 Brogdon
8-15-07
1420

**RUSSELL COUNTY SHERIFF'S DEPARTMENT
CORRECTIONS DIVISION
INMATE GRIEVANCE FORM**

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) PICKARD, Danny, Wayne	CO's Name & ID Number
Housing Assignment C-22	Shift Assignment

PART "A" INMATE REQUEST

ACCOMPANYING PAGES I-IV WILL EXPLAIN THE
EXTENT OF THIS GRIEVANCE - 02/26/07

Grievant (Inmate) Signature

Danny Pickard

PART "B" - RESPONSE

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____

Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____

Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

Date - 1/22/07 I had been drunk for a week or so, I WAS beginning to sober up + started going into DT's. I called an ambulance out to my self, They sent Russell CO POLICE out first, then the Ambulance. I WAS TAKE TO THE Hospital "Summit". The doctors were NOT FAMILIAR A person going into DT's. They were not giving me enough Medication SO I WENT INTO DT'S HAD one of those Fits + scared them. The doctors called Russell co. back out there. They found an OLD probation vio. Warrant on me in FLA I ENDED up HAVING this other Lil episode in Russell County Jail instead of Summit Hospital.

AFTER LEAVING Hospital

- * I went back into DT's right before we got to the Jail. I Dont Remember what episode I was seeing this time. But I Remember being Kicked, Kneed, Beaten, pulled + slammed, around while my cloths were being torn off of me. I Lost 2 of my Front Teeth during this beating. NAKED + NOT UNDERSTANDING what they wanted, they drug me around NAKED in Front of all the FEMALE STAFF Drug + thrown on a cold concrete Floor. Eventually after I got settled a bit, I went into DT's again. I thought I heard sirens + was going to see what it was about. I pushed opened the cell door, I Dont know now wh IT WASNT Locked, But IT opened easily, I walked out side the door + there was Sgt. Moore, + turned + started toward him, thinking He was there to save me. ALL a sudden he slings out his mace, + His steel Night Club.

²Grivance continued

* He sprays my eyes & mouth full of mace, & then the next thing I know he Knocks fire From my Rt eye. Theres blood, mace, slobber, & I CANT see OR HEAR any thing. The cut is probably $\frac{3}{4}$ inch wide & 6 inch around my right eye. I Immediately Hit the Floor on my Knee's begging him not to hit me Any more.

But it WASNT enough for him, He kept spraying & swinging & kept backing away & crying, Couldnt breath, see or hear. Just spots here & there. Blood steady Flowing, backed me in some Kind of closet. I grabbed the door & tried to close it. but he kept pulling on the door & sticking that bar in it to keep me from closing it. I Found A SHORT Boom handle & was pushing At his bar & trying to close the door.

I guess All the bleeding, Mace, and Fear I shut down, Passed complete out. I CAN remember thinking there going to Kill me now for sure. While I was praying.

When I came to Sgt Moore WAS still on my back trying to spray more mace in my Face. Then I believe it WAS the sheriff that came in, they thru me on my back in the floor, Flipped me & Hand Cuffed me From behind.

Toting me Like a suitcase they about tore my Arms Loose. kept hitting my knee's, Trying to get me to walk.

Grievance Continued

* Like I could walk after such a beating. They escorted me out of the jail and thru me in the back of a VAN, I was then hauled off to another Jail, was toted in there, & the other nurse. The sheriff wanted her to sew my head up, but she told him it was too deep & too wide, so the sheriff told her to call an ambulance out there. So off to Summit I go again, we went in and out the back door I don't even know if it was recorded or not.

→ They put about 25 staples across my eye. They didn't even sew it to see if there was any other damage. When we left the hospital I guess the VAN had to be cleaned because we left the hospital in the sheriff's car. When we got back to the jail I was stripped & shaved in the holding cell again. Left this way for six days, Cold, NAKED, SICK / SORE!!

The nurse at the second jail, the one the nurse cleaned me up & called an ambulance to me.

While she & the officers held me down to clean me, they also cut off ALL my hair, trying to cover up how bad I had been beaten, ALSO the Sheriff Insulted I had this deep ass gash over & around my eye because I'd done it. Beating my head against the door, which is total bull. I tried to tell the doctors & they didn't believe me at all, they just let me go.

Pickard

C22

IV

GRIEVANCE CONTINUATION

* Since ALL of this has happened, I have been placed in the back in cell C. I have desperately tried to get medical Attn. but to no AVAIL I Just continue to get the run around. Cant get any relief.

I now have miagrain head acks, Dizziness and my memory is worse Day By Day. My speech is getting worse due to nerves and anxiety and the Lost memory of words to use in sentenses.

Almost studdaring because of this. I dont sleep hardly any. the anxiety and Fear are over whelming.

I Lost 2 teeth in the first Beating, Last nite I Broke off the Lil stub & cant drink hardly Anything, or breath thru my mouth.

Theres A Terrible scar above my right eye but I have to admit it doesn't Look near as bad as the cut did. My Right eye brow is $\frac{1}{4}$ inch Lower than my Left, ALL my hair is gone.

They Are Letting Sgt Moore do count at nite & everytime, I See him or hear him CALL my name, I get sickly at my Stomack. You Can hear how he has it in for me, This is the only way I know how to protect my self or try to get some medical Attn. before ITS Irreversible. I Dont know How bad this could get or how Long it could LAST. D.W. Pickard

Grievance

* Chief Alexander, I want to personally appeal to your professionalism and on you being a compassionate man. I was beaten ungodly, for no reason. Everytime I either see or hear Sgt. Moore, I Tremble in Fear He & other officers seem to still have it in for me.

Please remember all this happened for a ~~OD~~ PROBATION VIOLATION in FLA. I hadn't at this time even been accused of a crime in your state.

I think that there suspension without pay would be appropriate I ALSO WANTED to inform you I INTEND to get self Gradification thru a 1983 Federal Law Suit Form! I will Be grateful for your help, knowing you have obligations to the SHERIFF and your JAIL.

Thank you
I W Pickard

**EXHIBIT A – PART THREE
INMATE FILE OF DANNY WAYNE PICKARD**

INMATE REQUEST SLIP C22

LOCATION

Name Danny Richard Date 2/28/07☐ Telephone Call ☐ Time Sheet☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

I have sent in 3 request forms for a federal law suit from 1983. I cant get an answer & also sent in an grievance with attachable 5 sheets could you see if it get to you also. Thank you DW Richard

(Do Not Write Below This Line - For Reply Only)

INMATE RICHARD GIVEN THE ADDRESS TO THE CLERK FOR THE US DISTRICT COURT OF MIDDLE ALABAMA.

SRB

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

☐ Lieutenant ☒ Chief Deputy ☐ SheriffDate 3-1-07 Time Received 2015

Incident Number: SL0700289 Nature: Forgery Incident Date: 02/27/07

Name: Date: **:**:** **/**/**

Contact Supplement

SL0700289

01/17/07

1200 hours

Report by: Investigator Stanley King

On 01/17/07, a Monday, at around 1200 hours, Investigator King was contacted by Judy Flowers (investigator) with the CB&T of Columbus (East Alabama). Flowers indicated that Jeff Starling signed four Affidavit of Forgery on checks that was endorsed and cashed on his CB&T checking account at CB&T Bank of Russell branch located at 1413 280 By Pass, Phenix City, Alabama.

The Affidavit of Forgery indicated that he didn't received no part of the proceeds of the said checks or benefited in any way by having the check negotiated.

Flowers indicated that that Starling filed an incident report with our agency on 01/15/07 regarding the forgery. Flowers stated that Starling reported that between 12/16/06 and 12/30/06, Danny Wayne Pickard stayed at the Starlings residence of 25 Pine Valley Court, Ft. Mitchell, Alabama to care for Starlings brother who was blind in a wheel-chair. Starling had left the checks on the coffee table in the living room. Checks were taken from the check book. Pickard had wrote each checks and forged Starling signature, totalling up to \$3,570.00. Account# 062201591 538744.

Flowers indicated that she has video of Pickard presenting and endorsing the checks at CB&T at 1413 280 By Pass and his thumb print on the checks.

Flowers indicated that she wanted to sign warrant against Pickard for the offense.

Inv. King later met with Flowers at her office located down town Columbus. Inv. King collected four original checks with a thumb print on each made payable to Danny Pickard and endorsed Jerry L. Starling. Check numbered 110 was written on 12/18/07 in the amount of \$400.00; # 147 written on 12/27/06, in the amount of \$800.00; #141 written on 01/02/07, in the amount of \$900.00 and #145 written on 01/05/07, in the amount 4870.60.

Inv. King collected each video clip of the suspect presenting the check at CB&T of Russell County.

Incident Number: SL0700289 Nature: Forgery Incident Date: 02/27/07

Name: King, Stanley Date: 11:06:45 01/29/07

03/20/07
12:59

Locating Pickard and discovering that he had an outstanding warrant

SL0700289

02/18/07

0900 hours

Report by: Investigator Stanley King

On 02/18/07, Investigator King search the emergency 911 cad system to discover that Danny Pickard was taken to Summit Hospital on 01/15/07, for alcohol poisinous.

Inv. King had dispatch to run a criminal history on Pickard and upon returning it showed that Pickard had a outstanding arrest warrant out Okaloosa County, Florida for Violation of Probation, charges: during state of emergency, count.2: Fraud Swindle-Obtain Property Under 20000; Fraud Impersonating Contractor during state of emergency.

Inv. King contacted Okaloosa County Sheriff's Department via telephone (850) 651-7432 and spoke with Nina Hill concerning Pickard. Hill confirmed that Pickard has an active probation violation warrant for the above said charges and they would extradite.

Inv. King type a Fugitive from Justice Affidavit and Arrest Warrant against Danny Pickard for original charge of Violation of Probation from the County of Okaloosa, Florida.

Inv. King then met with Judge Eric Funderburk, district court Judge of Russell County where Inv. King swear to this arrest warrant.

Inv. King then went to the Summit Hospital and met with Register Nurse, Syevia Thomas on the third floor of the hospital. Thomas stated that Pickard was admitted in the hospital on 02/15/07 for alcohol piosinous and was in stable condition. Administration contacted Pickard Physician, Valentine who released Pickard in the care of Inv. King. The hospital provided Inv. King with the Georgia driver's license of Pickard in which the driver's license number and signature was a match on the checks that were forged. Pickard photograph from his license match the person presenting the checks at CB& Bank of Russell County.

Pickard was that he was under arrest for charge of violation of probation from Okaloosa, Florida as well for questioning in a forgery investigation. Pickard appeared confused and noded his head. Inv. King didn't interview Pickard at this time due to his condition. Pickard was processed on the warrant and released to booking where he was placed on medical observation.

Incident Number: SL0700289 Nature: Forgery Incident Date: 02/27/07

Name: King, Stanley Date: 17:03:48 02/27/07

Interview of Danny Wayne Pickard

SL0700289

01/24/07

1317 hours

Report by: Investigator Stanley King

On 01/24/07, Investigator King escorted Danny W. Pickard from the Russell County Jail and placed him in Inv. King office where he was interviewed concerning the investigation of a forgery (4-counts).

Danny W. Pickard was advised of his Adult Advice of Rights by means of a standard waiver of rights form in which he acknowledge and signed the form indicating the same.

The following relevant pertinent information was obtained during the interview of Pickard:

Pickard admitted that he cashed all the checks on Starling's CB&T East Alabama checking account. The CB&T branch in Columbus, Georgia and the branch on Hwy 431 North. Pickard admitted that the person in the video surveillance at the CB&T bank at Hwy 431 was him presenting and endorsing the check. Pickard stated that Starling paid him for remodeling work he did on his residence and to care for Starling's brother who was parallelized from the waist down and blind. Pickard stated that he gotten Starling's brother out of bed and bath him.

Pickard further admitted that he Starling wrote and singed every check that he cashed. Pickard stated that he endorsed the back of check and placed his thumb print on the checks.

For further details of interview refer to cassette tape which will be placed in this case file.

Responsible LEO:

Approved by:

Date

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

1

Incident Number: SL0700289

Nature: Forgery

Case Numbers:

Addr: 25 Pinevalley Circle

Area: SOUTH Sheriff's Patrol - Sou

City: Ft. Mitchell St: AL Zip: 36856

Contact: Deputy Smith

Complainant: 115279

Alert Codes:

Lst: Smith

Fst: Alfonso

Mid:

DOB: **/**/SSN: - -

Adr: Russell County Sheriff's Dept.

Rac: Sx: M Tel: () -

Cty: Phenix City St: AL Zip: 36867

Reported: FORG Forgery/Counterfeiting

Observed:

Offense

Codes: 2501 Forgery-Checks

Circumstances:

Responding Officers: Smith, Alfonso 5714

Williford, Jody 5709

Rspnsbl Officer: King, Stanley Agency: RCSO

Received By: Ralston, Pamela Last RadLog: 17:43:56 01/15/07 CMPLT

How Received: R Radio Clearance: S5 Incident Report Take

When Reported: 16:51:51 01/15/07

Disposition: CAA Disp Date: 01/25/07

Occurrd between: 16:51:51 01/15/07

Judicial Sts:

and: 16:51:51 01/15/07

Misc Entry: INV

Modus Operandi:

Factor

Description

Method

INVOLVEMENTS:

Date

Description

Relationship

01/24/07

Booking#: 070119003

Arrest/Offense

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

2

Narrative Section

SL0700289

On 01-15-07 Deputy A. Smith made contact with Jerry Starling who advised Danny Pickard, a tenant of his living at 50 Norman Drive, stole six checks from his house. Starling advised between 12-16-06 and 12-30-06 Pickard stayed at Starlings residence at 25 Pine Valley Circle and took care of Starlings elderly brother for several days. Starling advised he left his checkbook on the coffee table in the livingroom and checks were taken from the checkbook from the back. Starling advised Pickard wrote each check and signed Starling's name. All the checks total up to \$3,570.00. Starling advised he would notify the CB&T bank tomorrow. The account number is 062201591 538744. No further action taken at this time.

Responsible LEO:-----
Approved by:-----
Date

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

3

Booking Section

Booking Number: 070119003

Name Number: 245939

Alert Codes:

Lst: Pickard

Fst: Danny

Mid: Wayne

Addr: 50 Norman Dr

Phone: (706) 289-6439

City: Seale

ST: AL

Zip: 36856

DOB: 05/04/57

SSN: 260-92-3515

Location: JAIL-JAIL-JAIL-BLKC-22

Tmp Location: JAIL-JAIL-JAIL-BLKC-22

Booking Date: 01/19/07

Inmate Property Taken:

Item	Description	Qty In	Date Rcvd	Loctn	Csh	Receipt #
------	-------------	--------	-----------	-------	-----	-----------

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

4

Arrest and Offense Section

Arrest Number: 1

Time/Date: 02:49:56 01/19/07

Agency: RCSO

Age at Arst: 49

Location: 4401 River chase

Officer: King, Stanley

Arrest Type: CCRT

Area: CITY

Reference:

Disposition: ADH

Offense Information: BFFRO:

Sentenced: No

Offense Number: 070000871

Statute: 13A-9-3 2589

NCIC: 2589

Offense: 2589 Forgery 1,2,3

Offense Reference: WR07-242

Offense Type: STAT

Offense Area Code: CITY

Crime Class: CF

Related Incident: SL0700289

Law Jurisdiction: ALL

Entry Code: CRIM

Offense Location: 4401 River chase

Court Code: RCD1

Offense Time/Date: 02:49:56 01/19/07

Off Judicial Status: PRP

Billing Agency: RCSO

Offense Disposition: PSP

Billing Beg Tm/Dt: 23:43:29 01/23/07

Disposition Date: **/**/**

End Tm/Dt: **:**:** **/**/**

Sentencing Judge:

Alcohol/Drug Invl:

Sent. Time/Date: **:**:** **/**/**

Sent. Components:

Comments: added on 1-23-07

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

5

Offense Information: BFFRO: Sentenced: No Offense Number: 070000872
Statute: 13A-9-3 2589 NCIC: 2589
Offense: 2589 Forgery 1,2,3 Offense Reference: Wr07-241
Offense Type: STAT Offense Area Code: CITY
Crime Class: CF Related Incident: SL0700289
Law Jurisdiction: ALL Entry Code: CRIM
Offense Location: 4401 River chase Court Code: RCD1
Offense Time/Date: 02:49:56 01/19/07 Off Judicial Status: PRP
Billing Agency: RCSO Offense Disposition: PSP
Billing Beg Tm/Dt: 23:43:29 01/23/07 Disposition Date: **/**/**
End Tm/Dt: **:**:** **/**/** Sentencing Judge:
Alcohol/Drug Invl: Sent. Time/Date: **:**:** **/**/**
Sent. Components:

Comments: added on 1-23-07

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

6

Offense Information: BFfRO: Sentenced: No Offense Number: 070000873
Statute: 13A-9-3 2589 NCIC: 2589
Offense: 2589 Forgery 1,2,3 Offense Reference: WR07-240
Offense Type: STAT Offense Area Code: CITY
Crime Class: CF Related Incident: SL0700289
Law Jurisdiction: ALL Entry Code: CRIM
Offense Location: 4401 River chase Court Code: RCD1
Offense Time/Date: 02:49:56 01/19/07 Off Judicial Status: PRP
Billing Agency: RCSO Offense Disposition: PSP
Billing Beg Tm/Dt: 23:43:29 01/23/07 Disposition Date: **/**/**
End Tm/Dt: **:**:** **/**/** Sentencing Judge:
Alcohol/Drug Invl: Sent. Time/Date: **:**:** **/**/**
Sent. Components:

Comments: added on 1-23-07

03/20/07
12:55Russell County Jail
Deputy Report

424

Page: 7

Offense Information: BFFRO: Sentenced: No Offense Number: 070000874
Statute: 13A-9-3 2589 NCIC: 2589
Offense: 2589 Forgery 1,2,3 Offense Reference: WR07-243
Offense Type: STAT Offense Area Code: CITY
Crime Class: CF Related Incident:
Law Jurisdiction: ALL Entry Code: CRIM
Offense Location: 4401 River chase Court Code: RCD1
Offense Time/Date: 02:49:56 01/19/07 Off Judicial Status: PRP
Billing Agency: RCSO Offense Disposition: PSP
Billing Beg Tm/Dt: 23:43:29 01/23/07 Disposition Date: **/**/**
End Tm/Dt: **:**:** **/**/** Sentencing Judge:
Alcohol/Drug Invl: Sent. Time/Date: **:**:** **/**/**
Sent. Components:

Comments: added on 1-23-07

03/20/07

Russell County Jail

424

12:55

Deputy Report

Page:

8

Offense Information: BFfRO: Sentenced: No Offense Number: 070000647
Statute: Fugitive NCIC:
Offense: FUGI Fugitive From Justi Offense Reference:
Offense Type: STAT Offense Area Code: CITY
Crime Class: OT Related Incident:
Law Jurisdiction: ALL Entry Code: CRIM
Offense Location: 4401 River chase Court Code: RCD1
Offense Time/Date: 02:49:56 01/19/07 Off Judicial Status: PRP
Billing Agency: RCSO Offense Disposition: PSP
Billing Beg Tm/Dt: 02:50:52 01/19/07 Disposition Date: **/**/**
End Tm/Dt: **:**:** **/**/** Sentencing Judge:
Alcohol/Drug Invl: Sent. Time/Date: **:**:** **/**/**
Sent. Components:

Comments: oklaloosa, fl







03.20.2007

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

C-22

LOCATION

Name Danny Richard Date 3/22/07

MEDICAL

Nature of complaint or illness:

Mrs Riley, I have asked
about getting something to
keep the Efavir & the other
Medicine I take from making me
sick. Please answer this

Sign here for consent
to be treated by health staff:

D. Richard

(Do Not Write Below This Line - For Reply Only)

Referred to Mrs. Pelfrey
3/23/07 If meds are making you
sick then EAMH needs to be contacted
and told and possibly change your
medications.

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 03/22/07 Time Received 2030

Officer

ME Louis R

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

C-22
LOCATIONName DANNY PICKARDDate 3/22/07**M E D I C A L**

Nature of complaint or illness:

I've sent request to get my tooth
pulled its nerves are showing &
cant drink cold drinks or breath thru
my mouth without pain, how long
does it take to go to the dentist here
I told you about this a month ago
I've been patient but enough is enough

Sign here for consent
to be treated by health staff:Danny Pickard

(Do Not Write Below This Line - For Reply Only)

Referred to Mrs. Pelfrey
3/23/07 This is the first written request
received from you in regards to a tooth
problem. You are placed on dental list

DOCTOR ☐DENTIST ☐OTHER ☐Date 03/22/07 Time Received 2030

Officer

JME Davis RN

**EXHIBIT A – PART FOUR
INMATE FILE OF DANNY WAYNE PICKARD**

RUSSELL COUNTY SHERIFF'S DEPARTMENT CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) PICKARD Danny Wayne	CO's Name & ID Number CO F. Brown 9642
Housing Assignment C-22	Shift Assignment C-DAY 0700 03-22-07

PART "A" INMATE REQUEST

I have many times tried to get the NURSE Mrs. Riley (pelfrey) to sign my request forms & ALL she does is stick them in a draw. Meaning I don't get a copy as I should, she has a real Bad Bed side manner.

Grievant (Inmate) Signature **Danny Pickard**

PART "B" - RESPONSE

3/22/07 Per Inmate Handbook page 13 - Request slips are to be picked up and submitted for pick-up at 7⁰⁰ AM and 7⁰⁰ PM unless it is a medical emergency. Request slips are not picked up (unless emergency) during the dispensing of prescription medications.

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____
Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____
Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By: _____ Date _____ Time _____

Patient's Name: pickard, danny

/	0010298
PICKARD DANNY	EMS
ELLIS MILES	
M 05/04/1957	49
01/22/07 04:34	000007331

Special Instructions:

1. ice and motrin for pain

**LACERATION****WHAT YOU SHOULD KNOW:**

- A laceration (las-e-RAY-shun) is a cut in the skin. A laceration can happen anywhere on the body. It may be large or small. It may hurt, feel numb, look swollen, and may bleed. The edges of the cut may be wide open or close together. Lacerations are usually caused by being struck or by hitting something sharp. You may get a laceration if you fall or are in an accident.
- Lacerations need to be stitched if they are very deep or are bleeding a lot. Stitches may help to keep the wound from getting infected. A stitched wound usually causes less scarring when healed. If you wait too long to be seen by caregivers and the wound is too old, it may not be stitched. Some lacerations may heal better without stitches. The healing time for a laceration depends on where it is on the body. It may take a laceration longer to heal if it is over a joint, such as your knee or elbow.

AFTER YOU LEAVE:**Your medicines are:** _____

- **Keep a list of your medicines:** Keep a written list of the medicines you take, the amounts, and when and why you take them. Bring the list of your medicines or the pill bottles when you see your caregivers. Do not take any medicines, over-the-counter drugs, vitamins, herbs, or food supplements without first talking to caregivers.
- **Take your medicine as directed:** Always take your medicine as directed by caregivers. Call your caregiver if you think your medicines are not helping or if you feel you are having side effects. Do not quit taking your medicines until you discuss it with your caregiver.
- **Antibiotics:** This medicine is given to fight or prevent an infection caused by bacteria. Always take your antibiotics exactly as ordered by your caregiver. Keep taking this medicine until it is completely gone, even if you feel better. Stopping antibiotics without your caregiver's OK may make the medicine unable to kill all of the germs. **Never** "save" antibiotics or take leftover antibiotics that were given to you for another illness.
- **Over-the-counter pain medicine:** You may use over-the-counter (OTC) pain medicines, such as ibuprofen or acetaminophen, for pain or swelling. These medicines may be bought without a caregiver's order. These medicines are safe for most people to use. However, they can cause serious problems when they are not used correctly. People with certain medical conditions, or using certain other medicines are at a higher risk for problems. Using too much, or using these medicines for longer than the label says can also cause problems. Follow directions on the label carefully. If you have questions, talk to your caregiver.
- **Pain medicine:** You may be given medicine to take at home to take away or decrease

pain. Your caregiver will tell you how much to take and how often to take it. Take the medicine exactly as directed by your caregiver. Do not wait until the pain is too bad before taking your medicine. The medicine may not work as well at controlling your pain if you wait too long to take it. Tell caregivers if the pain medicine does not help, or if your pain comes back too soon.

- **If a medicine makes you drowsy:** Some medicines may make you drowsy (tired) or less able to think clearly. Avoid driving, signing legal papers, operating heavy equipment or other activities that you must be alert to do. Never drink alcohol while you are taking medicines that make you feel drowsy or less alert.

Follow-up visit information: _____ Keep all appointments. Write down any questions you may have. This way you will remember to ask these questions during your next visit.

Home care:

- **Rest, ice, and elevation:** Avoid using or moving the injured area. If possible, raise the wound up on pillows, above the level of your heart. This helps to decrease pain and swelling. Ice may also help to decrease your pain and swelling. It is best to start using ice right after an injury and up to 24 to 48 hours afterwards. Do not use ice directly on the skin, or for longer than 20 minutes at a time. If ice is not covered or is put on one area for too long, it may cause frostbite.
- **Caring for your wound:** Always follow your caregiver's instructions for wound care. Wash your hands with soap and warm water before and after caring for your wound. Your caregiver may want you to keep the wound dry for the first 24 to 48 hours. After that, gently clean the wound once or twice a day with cool water. Use soap to clean around the wound, but try not to get any on the wound edges. Do **not** use alcohol or hydrogen peroxide to clean your wound unless your caregiver tells you to. Ask your caregiver if you should apply antibiotic ointment to the wound after cleaning it. The following are general tips for wound care.
 - **If the wound is on your hand, lip, mouth, or scalp:** If your wound is on your hand, do not do dishes or any activity that causes your hand to soak in water. If the wound is on your scalp, ask your caregiver when you can start washing your hair again. If the wound is on your lip or in your mouth, rinse your mouth after eating or drinking. Ask your caregiver if you should rinse your mouth with germ-killing mouthwash. Eat soft foods that are easy to chew. Avoid foods that may sting, such as orange juice or hot, spicy foods.
 - **If you need to keep a dressing in place:** Your caregiver may put a dressing (bandage) over the wound before you leave. You may need to keep the dressing on for 24 to 48 hours, or until your follow-up visit. Ask your caregiver if it is OK to change your dressing if it becomes soaked with blood. If you must leave a blood-soaked dressing in place, add clean bandages on top of it. If your wound bleeds more than your caregiver told you to expect, call your caregiver.
 - **If you need to change your bandage yourself:** Your caregiver may want you to change your bandage one or more times a day. If the bandage sticks to your wound, use warm water on the bandage and lift it off slowly. Always lift toward the center of your wound, not away from it. Clean the wound and dry the area with a clean towel or gauze before placing a bandage back over it. Then, keep the area as

- **Keeping your wound uncovered:** Many lacerations can be kept uncovered, or "open to air". This allows the wound to stay dry and heal faster. If your caregiver did not tell you to keep a dressing or bandage on your wound, you may leave it uncovered. Use a bandage or dressing over the wound if it is bleeding or has drainage (fluid coming from it). You should also cover the wound if it is in an area where it may get dirty, or where clothes may rub on it.
- **If your wound was closed with wound tape:** Your caregiver may use wound tape or special adhesive strips to hold your wound closed. Examples include butterfly tape or Steri-Strips™. Keep the area clean and dry. The strips will fall off on their own after several days. Sometimes only half of the strip falls off, and you will need to remove the rest of it. If you have to remove a strip, gently pull the edge towards the center of the wound. If only a small part of the tape strip starts to come off, trim the loose part off with blunt-edge scissors. Take care not to cut your skin with the scissors.
- **If your wound was closed with a tissue adhesive:** Caregivers may use a special tissue adhesive to close your wound. This adhesive is a special kind of "glue" that is made to be safely used on skin. Do not use any ointments or lotions on the area. You may shower, but do not swim or soak in a bathtub. Gently pat-dry the area after showering. Do not pick at or scrub the adhesive area. If the adhesive comes off too soon, call your caregiver. **Never** use your own adhesive to try and re-glue the wound back together.
- **If your caregiver wants to wait before closing your wound:** Sometimes a wound has to be left open for a few days before it is sutured (sewn) shut by your caregiver. This is called delayed closure. Ask your caregiver for more information about wound care for an open wound, or a wound that is packed with gauze.
- **If you have sutures (stitches) or staples:**
 - Most wounds may be kept covered with a non-stick, sterile dressing for the first 24 to 48 hours after treatment. After that, you should gently clean the area as described above. Then, keep the area as dry and clean as possible. Your caregiver may want you to apply antibiotic ointment to the sutures or staples. Ask your caregiver if you should re-cover the area with a clean dressing, or leave it open to air.
 - Ask your caregiver when you should have your sutures or staples removed. They may need to stay in for five days to three weeks or longer, depending on where the wound is. Sutures on your face may need to be removed sooner. A caregiver will need to check your wound before the sutures or staples are removed. Some sutures will be absorbed by your body and do not need to be removed.
- **Decrease your chance of scarring:** A scar is the mark that stays on your skin after a wound heals. Using antibiotic or other ointment on your wound may decrease the amount of scarring that you have. Ask your caregiver what ointment to buy, and how often to use it. The skin of your wound area may turn a different color if it is exposed to direct sunlight. After your wound is healed, use sunscreen over the area when you are out in the sun. You should do this for at least six months to one year after your injury.

Some wounds scar less if they are covered while they heal. Ask your caregiver if your wound should be covered with a clean bandage, or left open to air.

CALL _____ IF:

- You have a shaking, chills, fever, or any other signs of infection. Signs of infection may include increasing redness, swelling, or warmth around the wound. Other signs that your wound may be infected include a bad smell, red streaks, or pus coming from the wound. Pus is fluid that is milky (not clear), and may be white, yellow, green, or brown.
- You have pain in the injured area that does not go away or is getting worse.
- Your wound does not heal.
- You have skin tearing around your stitches or staples, or if your wound gapes open.
- The skin around your wound feels numb.
- You have numbness or swelling below the wound.
- You cannot move the joint below the wound.
- You think you may have problems from your tetanus shot. After a tetanus shot, the shot site may get sore, swollen, red, and warm to touch. This is a normal response to the medicine in the shot. Call your caregiver if these signs last for more than a few days. Call your caregiver if you have severe (very bad) pain in the area where you had your shot.

SEEK CARE IMMEDIATELY IF:

- Your symptoms (redness, pain, fever) get worse very quickly.
- You have heavy bleeding or bleeding that does not stop after 10 minutes of holding firm, direct pressure over the wound.

© 1974-2007 Thomson MICROMEDEX. All rights reserved.

LACERATION - Discharge Care, English
Monday, January 22, 2007 5:14:40 AM

RUSSELL COUNTY SHERIFF'S DEPARTMENT

CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) Pilkard, Danny WAYNE	CO's Name & ID Number Brogdon 52 3-2807 0700
Housing Assignment	Shift Assignment A-Day

PART "A" INMATE REQUEST

ON COURT TODAY 3/27/07 Sgt Moore called me out off my cell for no reason making Mocking Remark such as, I just wanted to look at this mother fucker, you take that crazy fucking medicine dont you, & so on & so on intimidations

Grievant (Inmate) Signature _____

PART "B" - RESPONSE

3/28/07 - Received I will get S. Sgt. Bussey to look into your Complaint. Lt. Halland -

04-02-07 - RECEIVED GRIEVANCE SSG. B

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____

Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____

Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional Grievance Officer I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

Dear Sgt Bussey

3/27/07

This isnt the first time he has singled me out during count. I have A great fear If you dont do something about Sgt. Moore, The beating I TOOK the First time will look to of been minor.

I have called my family & I have sent in the Lawsuit to montgomery, which will be against Sgt Moore & the Russell Co Jail. I Am also sending another Letter to the counts to complain, something HAS to be done. Sgt Bussey I am really scared, I Dont know whats gon happen I wrote request to speak with you & theres no response. If this dont work this time, Writing you I will have to try another way, I Am running out of options, I beg of you to do something about this & if you cant, please tell me who to notifi'e about my problem.

Here are witnesses who watched & heard all of it.

witness

Thanks
Du Rickard

- ①
- ②
- ③
- ④

Filed
03.23.2006
08:00 AM
SLL/31

3/21/07

Dear Sgt. Bussey

I have gathered information on four witnesses that will come forth on my behalf & testify to the truth.

I'd also like to challenge Sgt Moore to a lie detectors test, from a company that isn't bias.

Sgt. Bussey you seem to be a man of integrity as I know you have a responsibility to your jail & the Sheriff. But by now seems to me you would be a lil suspicious by now.

I didnt do anything to deserve the treatment I recieved while being incarcerated in your jail.

Mrs Riley is a liar & a trouble maker I am writing a grievance on her again today, she will not sign my request & I cant make her.

I know you realize if we want to court at least half the people that saw what happened will tell the truth while on stand sworn to tell the truth.

Sir dont you want to know the truth, Next time this happens he may kill someone.

He looks at me as if he could kill me, when he calls now or count he uses my whole name, louder & more aggressive, all the others he just uses there last name, I wonder if I'm safe here or not, I feel I could disappear & no one would care.

I thank you for your help which you have already done, I ask only for fair treatment I am also human,

After I talk to my lawyer I will find out if I need to give you the witnesses names now or later okay,

I know I'm one man against a large system who finances are unaccountable & I have none, but I do still believe in Miracles & that theres still good & honest people still out there.

I appologize for my writing for the nerves are shot today,

Thanks Again
DW Rickard

To: SSG. Bussey
 From: Sgt. P. Moore
 Date: 03-29-2007
 Re: Statement on Grievance Submitted by Inmate Danny Pickard

On 01-22-2007 approximately 0315HR. Sgt. P. Moore was posted in the Sgt. POD conducting paperwork. Moments later R/O heard Inmate Danny Wayne Pickard hitting his head against the steel door in holding cell one. R/O then exits the Sgt. POD en route to holding cell one. Upon arrival R/O observed Inmate Pickard hitting his head against the steel door. R/O ordered Inmate Pickard several times to stop hitting his against the steel door, but he refused. R/O called C/O Wayne Smith for backup. R/O ordered C/O Smith to open the door. R/O applied a one second stream of (Freeze Plus P) chemical spray to the face area of Inmate Pickard to prevent him from injuring himself, and he complied.

Moments later Inmate Pickard started hitting his head against the steel door again. R/O started en route to holding cell one again. Upon arrival R/O observed Inmate Pickard head was bleeding. R/O called for backup several times, but R/O could not wait because Inmate Pickard head was bleeding badly. R/O opens the door and let Inmate Pickard out to prevent him from further injuring himself. Then Inmate Pickard ran into the property room stating I'm going to kill myself several times!!". R/O started pursuit after Inmate Pickard in the property room. Upon arrival Inmate Pickard picked up a broom. R/O ordered Inmate Pickard to drop it, but he refused. R/O grab Inmate Pickard right arm and attempted to place him on the ground, but he refused. R/O pulled the stick and struck Inmate Pickard on his lower thigh and he complied.


C/O Steven Wurst arrived and assisted R/O with handcuffing Inmate Pickard and escorting him back to holding cell one. R/O notified R/N McInnis and advised her to report to the jail (ASAP). When R/N McInnis arrived, R/O and C/O Wurst entered holding cell one and escorted Inmate Pickard to the infirmary for treatment. R/N McInnis conducted treatment on Inmate Pickard head and advised R/O to call EMS (ASAP)!! R/N McInnis advised R/O Inmate Pickard needs to be transported to the Summit Hospital for injuries to the head. R/O called dispatch and advised them to dispatch EMS to the jail(ASAP)!! Upon arrival EMS conducted medical treatment on Inmate Pickard head and placed him on a bed. EMS transported Inmate Pickard to the Summit Hospital for further medical treatment. C/O Wurst assisted EMS with Inmate Pickard and accompanied him to the Summit Hospital. R/O advised C/O Wurst to call the jail and keep Sgt. Moore up dated about Inmate Pickard condition. R/O notified SSGT. Bussey and Lt. Holland about the Inmate Pickard incident and advised them what happen.

Moments later C/O Wurst called the jail and reported to Sgt. Moore about Inmate Pickard condition. C/O Wurst stated the Summit Hospital conducted several test on Inmate Pickard and after they completed the stitches on his head, Inmate Pickard would be ready to transport back to the jail. R/O called dispatch and advised them to dispatch a Deputy to the Summit Hospital and transport C/O Wurst and Inmate Pickard back to jail after the Summit Hospital discharged him. Moments later Deputy Tim Watford arrived in the sally port with C/O Wurst and Inmate Pickard. R/O observed C/O Smith and C/O Wurst escorted Inmate Pickard back to holding cell one. R/O then placed Inmate

Pickard back on observation. R/O met with Deputy Watford and stated that Inmate Pickard refused to stop talking about how we were going to kill him during the transporte

In closing Inmate Pickard caused all injuries to himself, because he was going through with-drawls from alcohol abuse and unknown drugs. End of report.

Sgt. P. Moore

A handwritten signature in black ink, appearing to read "Sgt. P. Moore", written in a cursive style.

To: SSG D. Bussey
From: Deputy Timothy Watford
Date 04-01-07
Re: Inmate Danny Pickard

On 01-22-2007 at approximately 0500 hrs Deputy Watford was dispatched to Summitt Hospital in Phenix City to pickup inmate Danny Pickard and C/O Stephen Wurst and transport them back to the Russell County Jail.

Upon arriving at the hospital Deputy Watford spoke with inmate Danny Pickard who seemed very upset and confused. Pickard stated that he did not want to go with Deputy Watford in fear that he would never be seen or heard from again. Pickard stated that the FBI was watching his every move and they wanted him dead.

Deputy Watford eventually talked Pickard into going with him back to the jail after promising not to kill him or turn him over to the FBI. Deputy Watford wheeled Pickard out of the hospital in a wheel chair and placed him in the back seat of his patrol car along with C/O Wurst.

During transport back to the jail Pickard was advised by Deputy Watford to keep quiet and remain calm. Pickard complied at first but then became increasingly agitated the closer he got to the jail. Deputy Watford finally had to raise his voice and order Pickard to keep quiet. Pickard complied reluctantly but did remain quiet.

At approximately 0540 hrs Deputy Watford arrived at the Russell County Jail sally port and turned Pickard over to jail officials.

Deputy Timothy Watford.

A handwritten signature in black ink, appearing to read "T. A. Watford", with a long horizontal stroke extending to the right.

To: SSG. D. Bussey
From: C/O Steven Wurst
Date: 04-01-2007
Re: In mate Danny Pickard/ Disorderly Conduct

On 1-22-2007 approximately 0322HR. C/O Steven Wurst was dispatch to holding cell area by Sgt. P. Moore . Upon arrival R/O observed Sgt. Moore attempting to handcuff Inmate Pickard while he had a broom in his hand. R/O assisted Sgt. Moore by removing the broom away from Inmate Pickard and placing him in handcuffs. R/O assisted Sgt. Moore escorting Inmate Pickard back to holding cell one. R/O observed Inmate Pickard head was bleeding badly. R/O observed the blood all over the holding cell one door also.

Moments later R/N McInnis arrived to conducted medical treatment on inmate Pickard. R/O and Sgt. Moore entered holding cell one and placed Inmate Pickard in handcuffs an shackles. R/O and Sgt Moore escorted Inmate Pickard to the infirmary for medical treatment. R/N McInnis conducted medical treatment on Inmate Pickard head and advised that he be transported to the Summit Hospital.

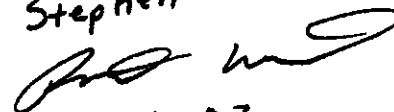
Moments later EMS arrived and conducted medical treatment on Inmate Pickard head. EMS then placed Inmate Pickard on a bed. R/O assisted EMS with Inmate Pickard an accompanied him to the Summit Hospital. Sgt. Moore advised R/O to call the jail and keep him up dated about Inmate Pickard condition.

"During the transport R/O observed Inmate Pickard state to EMS that Sgt. Moore and myself beat him with tire irons and sprayed him with poison ." Upon arrival to the Summit Hospital Inmate Pickard asked to use the phone several times to call his brother in Rome to come get him , because we were going to kill him,when we get him back to the jail". "Inmate Pickard stated to the hospital nursing staff that we beat him with lug wrenches and sprayed him with a poison." "Inmate Pickard stated that he was a P.O.W", and he was being held against his own will". Inmate Pickard asked to use the phone several times to call the F.B.I.to come get him because we were going to kill him, because he knows about the scam to make money and the corruption goes from the bottom to the top". The Doctor conducted treatment on Inmate Pickard and advised R/O that he was good to go . R/O then called Sgt. Moore and advised him that the Summit Hospital was ready to discharge Inmate Pickard .

Moments later Deputy Tim Watford arrived at the Summit Hospital to transport R/O and Inmate Pickard back to the jail."R/O observed Inmate Pickard state that he was not going back to the jail". Deputy Watford was able to convince Inmate Pickard that he would not be harm. Deputy Watford started en route to the jail, Inmate Pickard started talking about how Sgt. Moore and R/O beat him with a tire irons and sprayed him with poison ."Deputy Watford ordered Inmate Pickard several times to stop talking during the transport, but he refused to comply.

Upon arrival at the jail sally port , Sgt. Moore, C/O Smith, and R/O escorted Inmate Pickard back to holding cell one. C/O Smith ordered Inmate Pickard to sit down, when we removed the handcuffs and shackles and he complied. Then C/O Smith exits holding cell one and placed Inmate pickard back on observation. R/O then observed Inmate Pickard started to sleep. End of report.

Stephen R. WURST



04-01-07

To: SSG. D. Bussey
From: C/O Joyce T. Walden
Date: 4-04-2007
Re: Inmate Danny Pickard

On 01-22-2007 approximately 0318HR., C/O Joyce Walden was posted in the booking area conducting paperwork. R/O heard a loud noise coming from the holding cell area near booking.

R/O observed Inmate Danny Pickard hitting his head against the steel door in holding cell one. R/O observed Sgt. P. Moore respond to Inmate Pickard in holding cell one two different occasions. R/O observed Sgt. Moore order Inmate Pickard to stop hitting his head against the steel door, but he refused. R/O observed Sgt. Moore state to Inmate Pickard he was going to injure himself if he didn't stop hitting his head against the steel door.

R/O observed Sgt. Moore open holding cell door one, and Inmate Pickard ran into the property room. R/O observed inmate Pickard head was bleeding badly. When R/O exits the booking area, R/O observed a trail of blood from Inmate Pickard head injuries.

R/O then called all rovers to come assist Sgt. Moore because Inmate Pickard was refusing to come out of the property room. R/O then started en route to locate a rover to come assist Sgt. Moore with Inmate Pickard. R/O located C/O Steven Wurst and advised him Sgt. Moore needed assistance with Inmate Pickard. End of report.

C/O Joyce T. Walden

A handwritten signature in black ink, appearing to read "Joyce T. Walden", written in a cursive style.

INMATE REQUEST SLIP

F MAX
LOCATIONName Pickard, Danny Date 4/5/07☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☐ Other

Briefly Outline Your Request. Give to Jailer

Mr. Bussey, I don't have the money for a lawyer & your right about needing one, it says in the handbook not to talk with the media, without permission, so I am asking for permission. I'd at least like an opinion besides my own.

Thank you

DW Pickard

(Do Not Write Below This Line - For Reply Only)

REC 04-09-07 SSG. REQUEST FOR MEDIA ACCESS
DENIED AT THIS TIME. SSG

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

☐ Lieutenant☐ Chief Deputy☐ SheriffDate 4/6/7 Time Received 1930

My name is James Kenneth Raden III. I am housed in E Block. Well a couple weeks ago the police moved a man by the name of Danny Pickard into my block. Well when they moved him in I became friends with him. One day right after they moved him in we were sitting down having a conversation and I asked him where the ~~the~~ scar came from on his forehead. He said, "It was where 'Moore' had beat the shit out of him." So then I asked Danny what happened. That's when he proceeded with telling me that when he first came in he was kinda of drunk and they had him in a holding cell up front. Well he said an officer, who, I don't know, came and opened the door. Well when the door went to shut ~~he~~ he said he grabbed it to keep it from locking. When the officer got out of sight he said he ran out of the door into the laundry room down the hall. ~~He~~ He then said he hid behind a door with a mop handle in his hand ~~wait~~ to hear the Exit doors click or be opened because he wanted to get out of here. He said then all of the sudden an officer came in and discovered him in this disclosed area. He then said that that was when Sgt. Moore and some other officer came in and tried to spray him with pepper spray but he put his shirt over his face to keep pepperspray off. He also said he was trying to keep them off with the mop handle. Then he said his little beating occurred, which I really don't know specific details about that because he said he really couldn't remember. That's all we pretty much discussed about what happened that day. ~~NR III~~

Date: 4/5/07

J. K. Raden III

INMATE REQUEST SLIP

LOCATION

Name Pickard Danny Date 04/15/07☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☒ Other

Briefly Outline Your Request. Give to Jailer

Sgt. Bussey, today is the fifth
 we had an appointment for
 the 1st, I need to talk with you
 real soon if possible.

D. Pickard

(Do Not Write Below This Line - For Reply Only)

SPOKE TO INMATE PICKARD ON 04-05-07

Sgt. Bussey

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then
 Forwarded To Those The Request Is Directed.

☐ Lieutenant☐ Chief Deputy☐ SheriffDate 0406 Time Received 1916Jailer C/O Rexma

INMATE REQUEST SLIP

F MAX

LOCATION

Name

PICKARD Danny

Date

4/5/07

☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☐ Other

Briefly Outline Your Request. Give to Jailer

Mr Bussey, I need to make a
LOCAL now collect call, could
you arrange this for me.

Thank you
D. Pickard

(Do Not Write Below This Line - For Reply Only)

REC 04-09-07 SSG.B - REQUEST FOR NOW-COLLECT
PHONE CALL DENIED. USE THE PHONE IN YOUR CELL
BLOCK OR WRITE A LETTER. SSG.B

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then
Forwarded To Those The Request Is Directed.

☐ Lieutenant☐ Chief Deputy☐ Sheriff

Date

4/6/7

Time Received

1930

Jailer

C/O Gibbons

RUSSELL COUNTY SHERIFF'S DEPARTMENT

CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) Pickard, Danny W.	CO's Name & ID Number Sgt. Schoyr (16)
Housing Assignment E-11	Shift Assignment B 4-8-07 0709

PART "A" INMATE REQUEST

Mr. Bussey, I've Filed a grievance where Sgt Moore pulled me out of my room, insulted me, drew a good laugh from the other inmates, which is unmerited at the least, then after not hearing back about

Grievant (Inmate) Signature: DW Pickard

PART "B" - RESPONSE

4/9/07 - Response to S. Sgt. Bussey - J. D. Dillard This inmate needs to be placed in a holding cell under observation. J. D. Dillard

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____

Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____

Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

4/07/07
Pickard, Danny W. I

EXTENDED Griveance

about the other griveance, I got snatched out of my cell and was placed in F MAX. Which as you know is 23 Hrs a day Lock Down.

I AM TERRIBLE SCARED, there are inmates fabricating statements about me, I'm scared now of every officer that comes to the door, especially Sgt Moore, & by chance you didnt get the other griveance, he pulled me out of roll call, out of my cell told the rest of the inmates he just wanted to look at this mother fucker, & what kind of crazy pills was I taking in cell C. must be crazy.

Then for no reason I was snatched out of my cell & placed in F MAX 23 Hrs a day Lock down, I've asked you to be considerate of the situation we have here.

you told me even if you knew Sgt Moore hit me with that bar, you wouldnt consider it being excessive force or police brutality. so I got to use what few options I have, so I need to know since it says you cant go to the media without permission, so I AM ASKING.

I'm positive before this is thru I'll be hurt badly if not disappear, if your not gonna keep him away or suspend him, I need to get someone to know what happened the whole story not just your side.

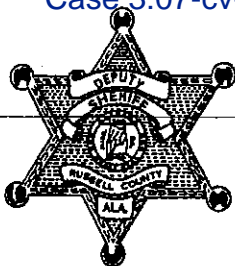
Sir, dont you feel or see the animosity in the AIR, I'm sorry all this happened, but I'm still the one that recieved all the staples & headlocks & physical problems.

DW Pickard

7-8-07

I am the day time laundry man at Russell County Jail. At the time of the incident I was asleep in the dorm. I have no idea why Mr. Pickard listed me as a witness because I was no where around.

Samuel A. Craft



RUSSELL COUNTY SHERIFF'S DEPARTMENT

TOMMY BOSWELL, SHERIFF

POST OFFICE BOX 640

PHENIX CITY, ALABAMA

36868 - 0640

(334) 298-6535

FAX (334) 291-7667

To: Inmate Danny Pickard
 From: SSG. Danny Bussey
 Date: 04-13-2007
 Re: Filed Grievance Forms

On 03-01-2007, I received the first of several grievance forms filed by you against Sgt. Moore and the Medical Division. At the time of receipt, I began an investigation into your allegations. Due to the numerous allegations made and the number of persons involved in this incident, the investigation has taken some time. On 03-20-2007, I interviewed you in reference to the information I had obtained at that point. I explained to you that there was at this point no evidence to support your allegation of excessive force or denial of medical care. During this interview you stated you were only struck two times, once in the forehead and once in the thigh with what you described as a tire iron. You also stated two of your teeth were broken as result of this incident. I advised you at this time I would continue to investigate the incident and send you a written response to my final decision. During this conversation you also expressed a desire to file a lawsuit against Sgt. Moore. At your request, I provided you with the address to the United States District Court of Middle Alabama Clerk's office. On 04-04-2007, I was advised you had filed a lawsuit in reference to this incident. On 04-05-2007, I again spoke with you in reference to the grievance forms you have submitted. You offered no explanation as to why you had filed a lawsuit prior to completing the grievance process. Now on 04-09-2007, I have received yet another grievance from you. In this grievance you state you are scared due to inmates fabricating statements. You also state you are now scared of every officer that comes to your cell door. As a result of this grievance the decision has been made to place you on protective custody. You will be placed in a holding cell in the front of the jail. This will greatly limit the access other inmates physically have toward you. As for you being scared of all the officers, I find no reason to justify your claim. As of 01-22-2007, there have been no further incidents involving you and any officers. If your behavior continues as it has of recent, I see no reason why you should have any incidents with any officer.

As to the conclusion of the fore mentioned grievance forms, I find no evidence to support your described series of events. I find your allegations to be unfounded.

SSG. Danny Bussey

A handwritten signature in black ink, appearing to read "SSG. Bussey", with a stylized flourish extending from the end.



INMATE REQUEST SLIP 17-3

LOCATION

Name Pickard, Danny Date 4/20/07

☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☒ Other

Briefly Outline Your Request. Give to Jailer Mr. Bussey, I got your answer on my prisoners, I wanted to ask you, since F Block has the same comforts as holding, Could I get you to put me back there?

Also if you failed to understand that my problem has been with Sgt. Moore all along & his shift of officers. And the nurse I still haven't seen anyone about this tooth ache I've asked to see my mental health. Or do you would know. Will you see if you can help me with any of this. Thank you D. Pickard

(Do Not Write Below This Line - For Reply Only)

YOU ARE ON THE DENTAL LIST. YOU HAVE AN APPT W/ MENTAL HEALTH. SSG3

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

☐ Lieutenant☐ Chief Deputy☐ Sheriff

Date 4-20-07 Time Received 1900

Jailer Broaden

MS
GARY

070119003

INMATE REQUEST SLIP

C22

LOCATION

Name

Danny Richard

Date

3/12/07

☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☐ Other

Briefly Outline Your Request. Give to Jailer

Mrs Gary

I am exhausted all my
request solutions, & was wondering
if you could help me with what
hours can be opened to obtain
a federal law suit form -
a 9983 federal law suit form
Thank you Danny Richard

(Do Not Write Below This Line - For Reply Only)

TAKEN to the law library

03-13-07 1000

% F Brown

4042

Approved

Denied

Collect Call

All request Will Be Routed Through The Sergeant Over The Jail, Then
Forwarded To Those The Request Is Directed.

☐ Lieutenant☐ Chief Deputy☐ Sheriff

Date

3/12/07

Time Received

1:00

Jailer

Cub

PROPERTY RECEIPT

BOOKING # 070119003

NAME # 245939

DATE/TIME 1-18-01

~~I acknowledge having received
a copy of the Russell County Jail
Inmate Handbook~~

Name D. J. Hall

Date 3/19/04

RELEASING OFFICER _____ DATE/TIME _____

Print Name

COMMENTS _____

070119003

STATE OF ALABAMA) IN THE DISTRICT COURT OF
 VS.) RUSSELL COUNTY, ALABAMA
 DANNY WAYNE PICKARD)
 DEFENDANT) CASE NUMBER DC- ¹⁸⁵⁻¹⁸⁸ 07-186

ORDER

1. DEFENDANT ADVISED OF RIGHT TO AN ATTORNEY
2. ENTERED PLEA OF NOT GUILTY
3. REQUESTED PRELIMINARY HEARING
4. RETAINED THE HONORABLE _____ AS COUNSEL

It is hereby ORDERED, ADJUDGED AND DECREED:

- ✓ 1. THAT THIS CAUSE IS WAIVED TO THE NEXT TERM OF THE GRAND JURY
2. AFTER HEARING, THIS CAUSE IS BOUND TO THE NEXT TERM OF THE GRAND JURY
- X 3. BOND IS SET AT \$2000 - not case
4. THAT THIS CAUSE IS DISMISSED UPON DEFENDANT EXECUTING WAIVER OF EXTRADITION 3/11/07
- XXX 5. THAT THE HONORABLE APRIL LANCASTER LOGAN IS APPOINTED COUNSEL TO REPRESENT THE DEFENDANT
6. THAT THIS CASE IS CONTINUED TO THE _____ DAY OF _____ 20__ AT _____
7. _____

DONE, This the 28 day of FEBRUARY, 2007.

Michael J. Bellon
 JUDGE

Name: DANNY Pickford Approx. date of any prior record here: DOB 06-04-57 Date: 1-18-07

Apparent mental status of the patient (check one):

☐ Normal ☒ Confused ☐ Agitated ☐ Intoxicated ☐ Drugged ☒ Strange

Any evidence of injury, active health problems or deformity: Poor historian 20
Confusion and short term memory

Patient Health History (Y or N response)

Are you currently sick in any way?	Do you have heavy sweating at night For no reason when it's not hot?	Do you have HIV infection or think you Might have it?
Do you have a fever that won't go away?	Have you lost more than 10 pounds of weight during the last 6 months?	Any symptoms which might indicated sex-related disease?
Are you currently take any prescribed Medications? (List below)	Have you ever had a heart attack or any other heart trouble?	Have you ever intentionally hurt yourself or tried to take your own life?
Have you ever had any kind of cancer?	Do you have high blood pressure?	Would you ever try to take your own life?
Do you have diabetes?	Do you have chest pain with exercise or other chest pain?	Do you feel like you would like to die?
Do you have seizures or blackouts?	Have you had bleeding from your stomach, bowels, or kidneys?	Do you see people or things other can't see or hear voices others can't hear?
Have you ever had a stroke?	Do you have shortness of breath or trouble breathing?	Females: Are you pregnant or could you be pregnant?
Do you have any eye problems? (List below)	Do you have asthma?	On how many days of the past month have you consumed alcohol?
Do you have a cough that won't clear Up?	Do you have kidney disease or failure or had kidney dialysis?	On how many days of the past month have you used drugs?

Comments: PER D. Pickford's INTAKE TENDS to be PLACED ON
SUICIDE WATCH. Inmate Admitted ON-1-15-07

Medications: NONE

Allergies: NONE

Reason for any recent physician visits: Alcohol poisoning

List surgeries: NO

Describe any prior hospitalizations: 1-16-07 Alcohol poisoning

Drugs you have used:

Recommended housing or activity restrictions:

Medical management plans:

Health insurance:

Booking Officer: De Freeman Inmate: Unable to sign Medical Staff: JME Inmate

Prob Homeless

STATE OF ALABAMA

IN THE DISTRICT COURT OF

VS.

RUSSELL COUNTY, ALABAMA

Danny W. Pickard
DEFENDANT

CASE NUMBER DC-07-185-188

Forgery 2nd X4

#3,500 X4

ORDER

- X 1. DEFENDANT ADVISED OF RIGHT TO AN ATTORNEY
- X 2. ENTERED PLEA OF NOT GUILTY
- X 3. REQUESTED PRELIMINARY HEARING
4. RETAINED THE HONORABLE _____ AS COUNSEL

It is hereby ORDERED, ADJUDGED AND DECREED:

1. THAT THIS CAUSE IS WAIVED TO THE NEXT TERM OF THE GRAND JURY
2. AFTER HEARING, THIS CAUSE IS BOUND TO THE NEXT TERM OF THE GRAND JURY
3. BOND IS SET AT _____
4. THAT THIS CAUSE IS DISMISSED UPON DEFENDANT EXECUTING WAIVER OF EXTRADITION
- X 5. THAT THE HONORABLE A. Logan IS APPOINTED COUNSEL TO REPRESENT THE DEFENDANT
- X 6. THAT THIS CASE IS CONTINUED TO THE 28 DAY OF Feb 2007 AT 3:00 P.M. EST
7. 1:30

DONE, This the 24 day of Jan, 2007.

JUDGE

Michael J. Bellomy

010119003

PERSONAL INFORMATION

LAST NAME: Pickard

FIRST NAME: DANNY

MIDDLE NAME: Wynne

HOME ADDRESS: 1382 Canaan Dr.

CITY Col. STATE La. ZIP CODE 31904

PHONE NUMBER () _____ CELL NUMBER () _____

CIRCLE ONE: FEMALE OR MALE

BIRTHDAY: 3/4/57

EMERGENCY CONTACT INFORMATION

LAST NAME: Pierson

FIRST NAME: Freda

MIDDLE NAME: —

HOME ADDRESS: 882-

CITY Rome STATE Ga. ZIP CODE 3061

PHONE NUMBER 706-235-8855 CELL NUMBER () _____

RELATIONSHIP: Mother

070119003
070119003

STATE OF ALABAMA

IN THE DISTRICT COURT OF

VS.

RUSSELL COUNTY, ALABAMA

Danny Rickard

DEFENDANT

CASE NUMBER DC- _____

F45 Frn J45 N/B

ORDER

- X 1. DEFENDANT ADVISED OF RIGHT TO AN ATTORNEY
2. ENTERED PLEA OF NOT GUILTY
3. REQUESTED PRELIMINARY HEARING
4. RETAINED THE HONORABLE _____ AS COUNSEL

It is hereby ORDERED, ADJUDGED AND DECREED:

1. THAT THIS CAUSE IS WAIVED TO THE NEXT TERM OF THE GRAND JURY
2. AFTER HEARING, THIS CAUSE IS BOUND TO THE NEXT TERM OF THE GRAND JURY

X ~~3. BOND IS SET AT Ats Bonded~~X 4. THAT THIS CAUSE IS DISMISSED UPON DEFENDANT EXECUTING WAIVER OF EXTRADITION

5. THAT THE HONORABLE _____ IS APPOINTED COUNSEL TO REPRESENT THE DEFENDANT

6. THAT THIS CASE IS CONTINUED TO THE ____ DAY OF ____ 20__ AT 3:00 P.M. EST

X 7. Note ^{1:30} To Nurse by camp be needs medication (Ms. Riley)DONE, This the 19 day of Jan, 2007.Michael J. Riley
JUDGE

VICTIM	CELL #	DATE	TIME	SHIFT SUPERVISOR
RCJ		4-23-07	1431	Sgt. P. Moore
OFFENDER	CELL #	TYPE OF INCIDENT/OFFENSE		
Danny Pickard		Grievance Complaint		
WITNESSES	CELL #	WITNESSES (OFFICERS)		
1.				
2.				
3.				

NARRATIVE:

Statement

In response to the grievance form submitted by Inmate Danny Pickard. Sgt. P. Moore starts tour of duty at the Russell County Jail, R/D and a C/O conducts headcount at 1800 HR, all over the calling roll. R/D enters each unit and advises all inmates to stand at their door for roll call. R/D entered E-block and called roll. Inmate Danny Pickard refused to speak or stand at his door for roll call. R/D ordered the POD officer to open inmate Pickard door. Inmate Pickard exit his cell and R/D stated why you didn't answer to the call. Inmate Pickard stated that he was sleep and could not here. End of report

Sgt. P. Moore 15

3/27/07
1938

RUSSELL COUNTY SHERIFF'S DEPARTMENT CORRECTIONS DIVISION INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used.

Submitted By:	Received By:
Inmate's Name (last name first) Pilkard, Danny WAYNE	CO's Name & ID Number Bragdon 52
Housing Assignment	Shift Assignment A-Day

COPY

PART "A" INMATE REQUEST

ON COUNT TODAY 3/27/07 Sgt Moore called me out off my cell for no reason making Mocking Remark such as, I just wanted to look at the mother fucker, you take that crazy fucking medicine dont you, I DO on Lil intimidations

Grievant (Inmate) Signature _____

PART "B" - RESPONSE

3/28/07 - Received 1 will get S. Sgt. Bussey to work into your Complaint. Lt. Fauna -
04-02-07 - RECEIVED GRIEVANCE 5563

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____
Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____
Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

Dear Sgt Bussey

3/27/07

This isnt the first time he has singled me out during court. I have A great fear If you dont do something about Sgt. Moore, The beating I TOOK the First time will look to of been minor.

I have called my family & I have sent in the Lawsuit to Montgomery, which will be against Sgt Moore & The Russell Co Jail. I Am also sending another Letter to the courts to complain, Something HAS to be done. Sgt Bussey I am really scared, I Dont know whats gon happen I wrote request to speak with you & theres no response. If this dont work this time, Writing you I will have to try another way, I Am running out of options, I beg of you to do something about this & if you cant, please tell me who to notifie about my problem.

Here are witnesses who watched & heard all of IT.

witness

Thanks
Du Rickard

- ①
- ②
- ③
- ④

EXHIBIT B
AFFIDAVIT OF PIERCE MOORE

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

DANNY W. PICKARD, #245939

Plaintiff,

V.

SGT. MOORE, et al.,

Defendants.

)
)
)
)
) **CIVIL ACTION NO.: 3:07-cv-0270-MHT-WC**
)
)
)
)
)

AFFIDAVIT OF PIERCE MOORE

STATE OF ALABAMA

COUNTY OF RUSSELL

)
)
)

1. My name is Pierce Moore. I am over the age of nineteen and am competent to execute this affidavit, which is based on my personal knowledge, training and experience.

2. I am a sergeant in the Russell County Jail, Russell County, Alabama (the "Jail") and was employed in that position at all times relevant to Plaintiff's Complaint.

3. I have reviewed the Plaintiff's Complaint filed in this matter. I have some personal knowledge of the facts stated in the Complaint.

4. It is the policy of the Russell County Sheriff's Department that members of the Jail staff receive and answer inmate grievances. Forms on which grievances may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such grievances. Copies of all completed grievances and request forms are placed in an inmate's Jail file.

5. Inmates are made aware of the grievance procedure through an inmate handbook provided at the time the inmates are booked in to the Jail.

6. To not provide an inmate with a grievance form or address a grievance would be a violation of the policy of this Jail.

7. It is the policy of the Russell County Sheriff's Department that the Jail personnel provide timely medical treatment to inmates. Forms on which medical requests may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such requests. Copies of all medical request forms are placed in an inmate's Jail file and medical file. In an emergency situation the Jail personnel have the authority to send inmates to the Jail infirmary immediately.

8. It is a violation of the policies of the Russell County Correctional Facility to deny necessary medical attention, care or medication to an inmate.

9. Jail personnel are occasionally required to use physical force in the performance of their duties in order to ensure the orderly administration of the Jail and the safety of Jail staff and inmates. However, the Russell County Jail has a policy forbidding the use of excessive force in pursuit of those goals. It would be a violation of Jail policy for Jail personnel to use excessive or unnecessary force directed towards an inmate.

10. On or about January 22, 2007, at about 3:15 a.m., I was in the Sergeant's Pod completing paperwork and monitoring the Jail observation cells. At that time, the Plaintiff was housed in an observation cell because he had recently been admitted to the Jail while suffering from withdrawal from alcohol and possibly other drugs. At that time, I heard a banging noise coming from the Plaintiff's cell, and I went to investigate. I witnessed the Plaintiff backing up in his cell, taking several steps forward and ramming his head into the steel cell door. During this


time he was repeating in a loud voice that he had to get out of the cell, and that he was going to kill himself. I observed blood on both the Plaintiff's forehead and running down the inside of the cell door. I urged to Plaintiff to stop his behavior to prevent further injury, but he continued his behavior. I called for backup, and opened the cell door and attempted to grab the Plaintiff's arm to secure him. The Plaintiff resisted my attempts to restrain him, and I applied a one-second burst of chemical spray to attempt to incapacitate him. However, the chemical spray appeared to have no affect on the Plaintiff, and he slipped by me, ran down the hall, and barricaded himself in the property room. At this time Correctional Officers Steven Wurst and Joyce Walden responded. The property room door would not completely close, and Officers Wurst, Walden and I managed to force the door open. The Plaintiff exited the room wielding a broom, at which time I grabbed the Plaintiff's right arm and we were able to wrestle the Plaintiff to the ground. The Plaintiff was resisting during this time. After the Plaintiff was on the ground I was able to remove the broom from the Plaintiff's hands, but was unable to apply handcuffs due to the Plaintiff's continued aggressive resistance. I therefore deployed my collapsible baton and struck the Plaintiff in the lower thigh, on the common peronial pressure point, in order to gain compliance. After one strike, the Plaintiff complied and I was able to handcuff him and escort him back to his holding cell. At that time I notified the on-call Jail nurse that she was needed at the Jail immediately. After approximately five (5) to ten (10) minutes, the nurse arrived and I advised her of what had occurred. Officer Wurst and I then re-entered the Plaintiff's holding cell and escorted the Plaintiff to the Jail infirmary for medical treatment. The nurse began treatment on the Plaintiff, and advised me that due to the depth of the cut on his head, the Plaintiff needed to be transported to the hospital for treatment. I then contacted central dispatch and advised them to send Emergency Medical Services to the Jail. A few minutes later EMS arrived, began

conducting medical treatment on the Plaintiff, and loaded the Plaintiff into an ambulance for transport to the hospital.

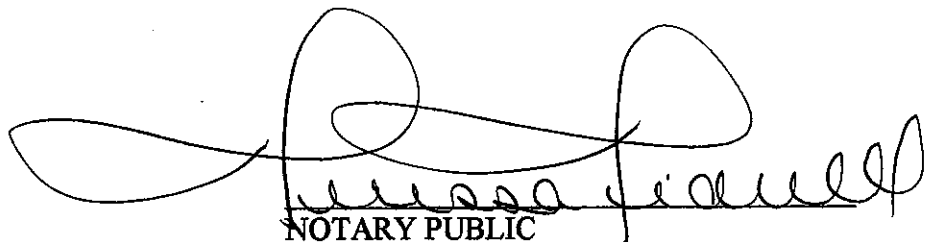
11. The force used in the aforementioned incident was restricted to the minimum force necessary to gain and maintain control of the Plaintiff and ensure the protection of the Plaintiff and Jail personnel. At no time was the Plaintiff struck, hit in the head, or otherwise assaulted beyond the minimum standardized and approved pressure point and joint manipulation control techniques required to subdue the Plaintiff sufficient to place him in handcuffs.

12. I certify and state that the documents provided to the Court which are attached to the Defendants' Special Report are true and correct copies of the Plaintiff's inmate and health records, kept at the Russell County Correctional Facility in the regular course of business.

13. I affirm, to the best of my present knowledge and information, that the above statements are true, that I am competent to make this affidavit, and that the above statements were made by drawing from my personal knowledge of the situation.


Pierce Moore

SWORN TO and **SUBSCRIBED** before me this 31 day of May, 2007.


NOTARY PUBLIC

My Commission Expires: 9/30/07

EXHIBIT C
AFFIDAVIT OF STEPHEN WURST

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

DANNY W. PICKARD, #245939)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO.: 3:07-cv-0270-MHT-WC
)	
SGT. MOORE, et al.,)	
)	
Defendants.)	

AFFIDAVIT OF STEPHEN WURST

STATE OF ALABAMA)	
)	
COUNTY OF RUSSELL)	

1. My name is Stephen Wurst. I am over the age of nineteen and am competent to execute this affidavit, which is based on my personal knowledge, training and experience.
2. I am a correctional officer in the Russell County Jail, Russell County, Alabama (the "Jail") and was employed in that position at all times relevant to Plaintiff's Complaint.
3. I have reviewed the Plaintiff's Complaint filed in this matter. I have some personal knowledge of the facts stated in the Complaint.
4. It is the policy of the Russell County Sheriff's Department that members of the Jail staff receive and answer inmate grievances. Forms on which grievances may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such grievances. Copies of all completed grievances and request forms are placed in an inmate's Jail file.
5. Inmates are made aware of the grievance procedure through an inmate handbook provided at the time the inmates are booked in to the Jail.

6. To not provide an inmate with a grievance form or address a grievance would be a violation of the policy of this Jail.

7. It is the policy of the Russell County Sheriff's Department that the Jail personnel provide timely medical treatment to inmates. Forms on which medical requests may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such requests. Copies of all medical request forms are placed in an inmate's Jail file and medical file. In an emergency situation the Jail personnel have the authority to send inmates to the Jail infirmary immediately.

8. It is a violation of the policies of the Russell County Correctional Facility to deny necessary medical attention, care or medication to an inmate.

9. Jail personnel are occasionally required to use physical force in the performance of their duties in order to ensure the orderly administration of the Jail and the safety of Jail staff and inmates. However, the Russell County Jail has a policy forbidding the use of excessive force in pursuit of those goals. It would be a violation of Jail policy for Jail personnel to use excessive or unnecessary force directed towards an inmate.

10. On or about January 22, 2007, at about 3:15 a.m., I was in the Jail kitchen preparing for the breakfast feeding. At that time, I heard Sergeant Moore call for assistance. I initially headed to the front of the jail to assist Sgt. Moore, but was informed that he was at the Jail Property Room. I went to the Property Room and witnessed Sgt. Moore attempting to open the door to the Property Room. I assisted Sgt. Moore in opening the door, at which time I witnessed the Plaintiff in the back corner of the room with a broom in the "baseball bat"

position. We instructed the Plaintiff to drop the broom and get on the ground. The Plaintiff did not comply, at which time I witnessed Sgt. Moore deliver one leg strike with his baton, and the Plaintiff fell to the ground. The Plaintiff continued resisting during this time. After the Plaintiff was on the ground we were able to remove the broom from the Plaintiff's hands and apply handcuffs. We then escorted the Plaintiff to his holding cell. I observed that there was blood on the Plaintiff, and on the door of the Plaintiff's holding cell. At that time I heard Sgt. Moore notify the on-call Jail nurse that she was needed at the Jail immediately. After approximately five (5) to ten (10) minutes, the nurse arrived and we advised her of what had occurred. Sgt. Moore and I then re-entered the Plaintiff's holding cell and escorted the Plaintiff to the Jail infirmary for medical treatment. The nurse began treatment on the Plaintiff, and advised us that due to the depth of the cut on his head, the Plaintiff needed to be transported to the hospital for treatment. I then heard Sgt. Moore contact central dispatch and advise them to send Emergency Medical Services to the Jail. A few minutes later EMS arrived, began conducting medical treatment on the Plaintiff, and loaded the Plaintiff into an ambulance for transport to the hospital.

11. I escorted the Plaintiff to the hospital, riding in the ambulance with him. During the transport, I heard the Plaintiff complaining to the emergency medical technicians that we had beat him with tire irons and sprayed him with poison. I also heard him state that he was a P.O.W. and was being held against his will, and that the medics needed to contact the F.B.I. Upon arrival at the hospital, I heard the Plaintiff continue to complain to the hospital staff that he had been beaten with tire irons and sprayed, and that he was being held against his will. I also heard him inform them that they needed to contact his brother in Rome. I observed that any time I was present with the Plaintiff he would refer to name, rank and serial number as if he was a prisoner of war; however, if I was not within his visual area, I heard him speak to the hospital

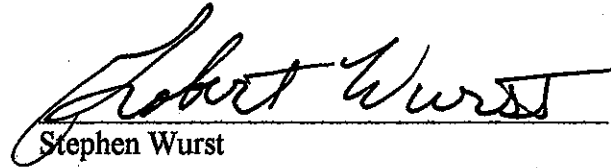
staff in a normal manner. I also heard him state that he was trying to give us "hell" during the incident at the Jail, that we were going to kill him when he got back to the jail, that he was fearful for his life, and that the Jail is a scam to make money. I observed the hospital medical staff bring a mobile x-ray machine into his room in order to take an x-ray of his head, though I did not personally observe the x-ray. I observed the medical staff put approximately ten (10) to fifteen (15) staples in the Plaintiff's head, and otherwise treat his head injury. I did not observe the Plaintiff complain of any other injuries, nor did I observe the hospital medical staff treat any other injuries. I did not observe any other injuries on the Plaintiff.

12. Upon discharge, I notified the jail that we needed transportation back to the jail. Deputy Tim Watford arrived at the hospital for transport, but the Plaintiff refused to leave the hospital bed. Deputy Watford managed to verbally calm the Plaintiff and convince the Plaintiff to exit the hospital and enter the patrol car. As we were en route to the Jail, the Plaintiff continued to complain that we were going to kill him, etc. Deputy Watford repeatedly instructed the Plaintiff to quiet down, but the Plaintiff did not comply. Upon arrival at the Jail, the Plaintiff was escorted back to his holding cell.

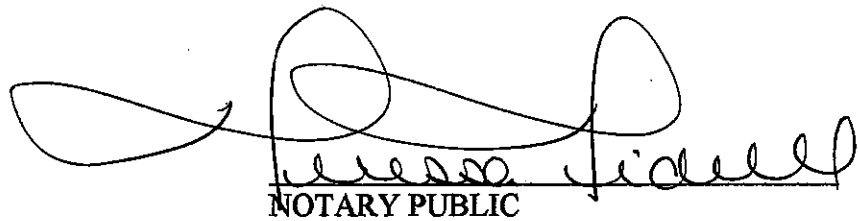
13. The force used in the aforementioned incident was restricted to the minimum force necessary to gain and maintain control of the Plaintiff and ensure the protection of the Plaintiff and Jail personnel. At no time was the Plaintiff struck, hit in the head, or otherwise assaulted beyond the minimum standardized and approved pressure point and joint manipulation control techniques required to subdue the Plaintiff sufficient to place him in handcuffs.

14. I certify and state that the documents provided to the Court which are attached to the Defendants' Special Report are true and correct copies of the Plaintiff's inmate and health records, kept at the Russell County Correctional Facility in the regular course of business.

15. I affirm, to the best of my present knowledge and information, that the above statements are true, that I am competent to make this affidavit, and that the above statements were made by drawing from my personal knowledge of the situation.


Stephen Wurst

SWORN TO and **SUBSCRIBED** before me this 31 day of May, 2007.


NOTARY PUBLIC

My Commission Expires: 9/30/07

EXHIBIT D
AFFIDAVIT OF DANNY BUSSEY

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

DANNY W. PICKARD, #245939

Plaintiff,

V.

SGT. MOORE, et al.,

Defendants.

)
)
)
)
) **CIVIL ACTION NO.: 3:07-cv-0270-MHT-WC**
)
)
)
)

AFFIDAVIT OF DANNY BUSSEY

STATE OF ALABAMA

COUNTY OF RUSSELL

1. My name is Danny Bussey. I am over the age of nineteen and am competent to execute this affidavit, which is based on my personal knowledge, training and experience.

2. I am a sergeant and the assistant jail administrator with the Russell County Jail, Russell County, Alabama and was a employed in that position at all times relevant to Plaintiff's Complaint.

3. I have reviewed the Plaintiff's Complaint filed in this matter. I have no personal knowledge of the facts stated in the Complaint.

4. It is the policy of the Russell County Sheriff's Department that members of the Jail staff receive and answer inmate grievances. Forms on which grievances may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such grievances. Copies of all completed grievances and request forms are placed in an inmate's Jail file.

5. The Plaintiff filed a series of grievances with respect to the subject matter of this lawsuit. After receiving the initial grievance on March 1, 2007, I began an investigation into the

Plaintiff's complaints. On April 5, 2007, I concluded that investigation, and found that there was no evidence to support the allegations contained in the Plaintiff's grievances. However, due to the Plaintiff's statements indicating that he was scared of other inmates, I placed the Plaintiff in protective custody in the front of the jail. A copy of my investigative report, addressed to the Plaintiff, is included in the Plaintiff's Inmate File.


6. It is the policy of the Russell County Sheriff's Department that the Jail personnel provide timely medical treatment to inmates. Forms on which medical requests may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such requests. Copies of all medical request forms are placed in an inmate's Jail file and medical file. In an emergency situation the Jail personnel have the authority to send inmates to the jail infirmary immediately.

7. It is a violation of the policies of the Russell County Jail to deny necessary medical attention, care or medication to an inmate.

8. Jail personnel are occasionally required to use physical force in the performance of their duties in order to ensure the orderly administration of the Jail and the safety of Jail staff and inmates. However, the Russell County Jail has a policy forbidding the use of excessive force in pursuit of those goals. It would be a violation of Jail policy for Jail personnel to use excessive or unnecessary force directed towards an inmate.

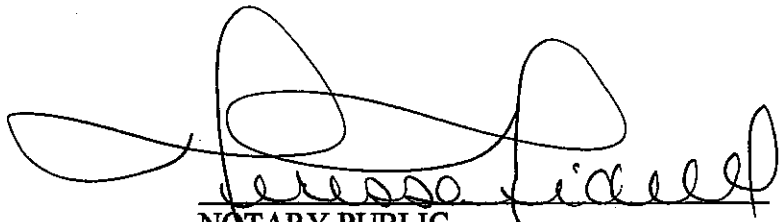
9. I certify and state that the documents provided to the Court which are attached to the Defendants' Special Report are true and correct copies of the Plaintiff's inmate and health records, kept at the Russell County Jail in the regular course of business.

10. I affirm, to the best of my present knowledge and information, that the above statements are true, that I am competent to make this affidavit, and that the above statements were made by drawing from my personal knowledge of the situation.



Danny Bussey

SWORN TO and **SUBSCRIBED** before me this 31 day of May, 2007.



NOTARY PUBLIC

My Commission Expires: 9/30/07

EXHIBIT E
AFFIDAVIT OF TINA RILEY

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

DANNY W. PICKARD, #245939

Plaintiff,

V.

SGT. MOORE, et al.,

Defendants.

))))))))

) CIVIL ACTION NO.: 3:07-cv-0270-MHT-WC

AFFIDAVIT OF TINA RILEY

STATE OF ALABAMA

COUNTY OF RUSSELL

)
)
)

1. My name is Tina Riley. I am over the age of nineteen and am competent to execute this affidavit, which is based on my personal knowledge, training and experience.

2. I am a licenced nurse (L.P.N.) at the Russell County Jail, Russell County, Alabama and was employed in that position at all times relevant to Plaintiff's Complaint.

3. I have reviewed the Plaintiff's Complaint filed in this matter. I have no personal knowledge of the facts stated in the Complaint. I work an eight-to-five day shift, and was not on duty during the times relevant to the Plaintiff's Complaint. However, upon the Plaintiff's return from the emergency room that day, I remember observing the Plaintiff being examined by Dr. Warr, the Jail doctor, and assisting in that examination. We cleaned the Plaintiff's wound and provided him with medication for pain at that time.

4. It is the policy of the Russell County Sheriff's Department that the Jail personnel provide timely medical treatment to inmates. Forms on which medical requests may be related to the Jail staff are readily available in the Jail. Inmates are furnished these forms at any time they request one. An exception exists for requests of an emergency nature, which may be made orally. Members of the Jail staff are charged with responding to such requests. Copies of all medical

request forms are placed in an inmate's medical file. In an emergency situation the Jail personnel have the authority to send inmates to the jail infirmary immediately.

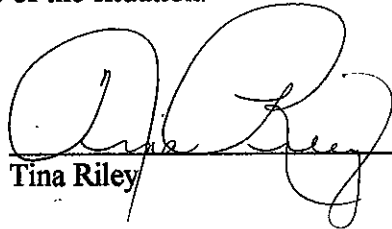
5. It is a violation of the policies of the Russell County Jail to deny necessary medical attention, care or medication to an inmate.

6. I have no personal knowledge of the Plaintiff suffering from seizures. At one time the Plaintiff did complain of kidney stones, and a urinalysis was performed by Dr. Warr. There was a trace of puss, but no indication of blood in his urine, which is indicative of kidney stones. Nevertheless, out of an abundance of caution, the Plaintiff received an antibiotic and pain reliever as a result of that examination.

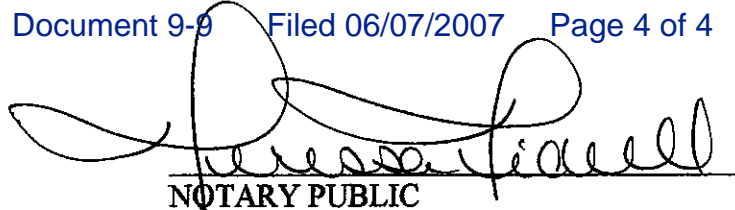
7. I have never thrown away, discarded, or otherwise destroyed medical request forms from the Plaintiff or any other inmate.

8. I certify and state that the documents provided to the Court which are attached to the Defendants' Special Report are true and correct copies of the Plaintiff's health records, kept at the Russell County Jail in the regular course of business.

9. I affirm, to the best of my present knowledge and information, that the above statements are true, that I am competent to make this affidavit, and that the above statements were made by drawing from my personal knowledge of the situation.


Tina Riley

SWORN TO and **SUBSCRIBED** before me this 31 day of May, 2007.



NOTARY PUBLIC

My Commission Expires: 9/30/07

EXHIBIT F – PART ONE
MEDICAL FILE OF DANNY WAYNE PICKARD

SUMMIT HOSPITAL

HISTORY AND PHYSICAL

Patient Name: PICKARD, DANNY
Medical Record Number: 7331
Date of Birth: 5/4/1957
Account Number: 9789
Attending Physician: Lloyd Harrington MD
Room Number: 312

Revised by BAlexander 16 January 2007

Date Of Admission:
January 16, 2007

Present Illness:

He is a 35-year-old white male who had quit drinking until 2 weeks ago, when he took everything he had, and he started drinking again. He hurts all over. He has the shakes. He came to the emergency room, where he has had abdominal pain and was found to have pancreatitis. He does not smoke or do drugs, but he has been drinking 2 bottles of tequila a day and wants help. He is also drinking mouth_____.

He was seen by a representative of the Bradley Center, while she was investigating somebody else in the emergency room, and he may be accepted if he is free of the DTs.

He has had no abnormal bleeding.

Physical Examination:

General: He is tremulous. He is alert.

Vital Signs: Blood pressure 150/78, respiratory rate is 24, pulse is 110, temperature 99.3.

HEENT: Otherwise normal.

Chest: Clinically clear.

Cardiovascular System: S1 and S2 are normal. There are no murmurs, clicks, or rubs.

Abdomen: Tender in his epigastrium, but no guarding or rebound. Bowel sounds are present. Femorals are present.

Extremities: There is no peripheral edema. Distal pulses are palpable. He can move all limbs.

Admitting Assessment:

1. Alcoholic withdrawal syndrome with delirium tremens.

SUMMIT HOSPITAL

HISTORY AND PHYSICAL

PATIENT NAME: PICKARD, DANNY

2. Alcohol excess.
3. Recent separation from his wife/girlfriend.
4. Past history of alcohol excess.
5. Acute pancreatitis.

Richard A Valentine, MD

D: 01/16/07 07:51
T: 01/16/07 08:13
SJN: SMT16366784
DJN: 2490
20428

SUMMIT HOSPITAL

DISCHARGE SUMMARY

Patient Name: PICKARD, DANNY
Medical Record Number: 7331
Date of Birth: 05/04/1957
Account Number: 9789
Attending Physician: Lloyd Harrington MD
Room Number: 001

Revised to include medical record number by BAlexander 19 January 2007

Date Of Admission:
January 16, 2007

Date Of Discharge:
January 18, 2007

Reason For Admission:
He was admitted with DTs. Apparently he recently started drinking.

Course In Hospital:

While in the hospital he seemed to improve on the DT treatments, but last night he broke his mirror, threatened one of the staff with a shard of glass, and tried to cut his own wrist. He has what sounds like 16 outstanding warrants for his arrest, and according to the police officers he does this kind of behavior and is known to do that in the past to get out of going to jail and facing the music. He was a lot more lucid this morning. We have given him a lot of thorazine and Haldol, just to protect the staff from his violent outrages. The officer has assured me that Dr. Were and a nurse at the jail are adequately able to take care of any medical problems that he has, which in my opinion he is basically over 90% of his DTs and I think it would be safe to transmit him to the care of Dr. Were, whom I know and have been associated with for many years, and feel he is a competent physician.

Final Diagnosis:
Alcoholic withdrawal syndrome.

Richard A Valentine, MD

D: 01/18/07 14:48
T: 01/18/07 18:54
SJN: SMT16387660
DJN: 2564

SUMMIT HOSPITAL

DISCHARGE SUMMARY

20428

Intake Screen

Name: DANNY Pickard Approx. date of any prior record here: _____
DOB: 06-04-58 Date: 1-18-07

Apparent mental status of the patient (check one):

☐ Normal ☒ Confused ☐ Agitated ☐ Intoxicated ☐ Drugged ☒ Strange

Any evidence of injury, active health problems or deformity:

Poor historian 20
Confusion and short term memory

Patient Health History (Y or N response)

Are you currently sick in any way?	Do you have heavy sweating at night For no reason when it's not hot?	Do you have HIV infection or think you Might have it?
Do you have a fever that won't go away?	Have you lost more than 10 pounds of weight during the last 6 months?	Any symptoms which might indicated sex-related disease?
Are you currently take any prescribed Medications? (List below)	Have you ever had a heart attack or any other heart trouble?	Have you ever intentionally hurt yourself or tried to take your own life?
Have you ever had any kind of cancer?	Do you have high blood pressure?	Would you ever try to take your own life?
Do you have diabetes?	Do you have chest pain with exercise or other chest pain?	Do you feel like you would like to die?
Do you have seizures or blackouts?	Have you had bleeding from your stomach, bowels, or kidneys?	Do you see people or things other can't see or hear voices others can't hear?
Have you ever had a stroke?	Do you have shortness of breath or trouble breathing?	Females: Are you pregnant or could you be pregnant?
Do you have any eye problems? (List below)	Do you have asthma?	On how many days of the past month have you consumed alcohol?
Do you have a cough that won't clear up?	Do you have kidney disease or failure or had kidney dialysis?	On how many days of the past month have you used drugs?

Comments:

PER D. Pickard info late needs to be placed on
SUICIDE WATCH. Inmate Admitted 01-15-07

Medications:

NONE

Allergies:

NONE

Reason for any recent physician visits:

Alcohol poisoning

List surgeries:

No

Describe any prior hospitalizations:

1-16-07 Alcohol poisoning

Drugs you have used:

Recommended housing or activity restrictions:

Medical management plans:

Health insurance:

Booking Officer:

He Freeman

Inmate:

Unable to sign

Medical Staff:

ME Iris RN

Prob Homeless

INMATE REQUEST FORM

Prisoner's Name: DANIEL

6:22
DATE

Name: Pickard, Danny

Date: 02/03/07

copies
sent
home

MEDICAL

I have constantly been telling
you of my head aches & my
anxiety, I wanted to tell you I
need some professional help I
think I am losing a lot of
real sight in my R eye, besides
the medication isn't working.
Sincerely,
D. Pickard

(Do Not Write Below This Line - For Reply Only)

DOCTOR ☒ DENTIST ☐ OTHER ☒

Date _____ Time Received _____

Officer _____

INMATE REQUEST SLIP

LOCATION

Name Danny Pickard Date 2/06/07

☐ Telephone Call

☐ Time Sheet

☐ Special Visit

☐ Personal Problem

☒ Other

Briefly Outline Your Request. Give to Jailer

I HAVE PASSED 3 KIDNEY STONES THIS WEEK. I HAVE ANOTHER LOOSE IN MY BACK THE PAIN IS TERRIBLE.

ALSO MY MEDICATION ISNT WORKING AT ALL, I AM SO STRESSED, TENSE ANXIETY, NERVENESS, I NEED TO SEE THE NURSE IMMEDIATELY PLEASE THIS PAIN IS BEYOND EXPLAINING PLEASE HELP ME WITH THIS.

DW Pickard

(Do Not Write Below This Line - For Reply Only)

Benadryl 50 po

Amadol 50mg po

Referred to Dr Warr

3/8/07 PLV

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

☐ Lieutenant

☐ Chief Deputy

☐ Sheriff

Date 3-4-07 Time Received 1908

Jailer Smith

022

LOCATION

Name Dan Akland Date 3/1/07

☒ Telephone Call ☐ Time Sheet

☐ Special Visit ☐ Personal Problem ☐ Other

Briefly Outline Your Request. Give details.

My nervous & anxiety are at a
high I feel I am falling to
pieces. My medication has been
wrong I cant seem to get any
help with it.
Just need a light touch
please

(Do Not Write Below This Line - Reply Only)

Referred to Dr. Wan

Approved ☒ Denied ☐ Collect Call ☐

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed

☐ Lieutenant ☐ Chief Deputy ☐ Sheriff

Date 3/3/07 Time Received 1902

Jailer and

INMATE REQUEST SLIP

LOCATION

Name Danny Ireland Date 3/1/07

- ☐ Telephone Call ☐ Time Sheet
☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

My nervous & anxiety are at a high, I feel I am falling to pieces, My Medication has been wrong, I can't seem to get any help with it.

Need to see the Night Nurse
 please

(Do Not Write Below This Line - For Reply Only)

Referred to Dr Wam

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then Forwarded To Those The Request Is Directed.

- ☐ Lieutenant ☐ Chief Deputy ☐ Sheriff

Date 3/3/7 Time Received 1900

Jailer and

INMATE REQUEST SLIP

LOCATION

Name Danny Pickard Date 3/6/07

- ☐ Telephone Call ☐ Time Sheet
☐ Special Visit ☐ Personal Problem ☒ Other

Briefly Outline Your Request. Give to Jailer

I still didnt get ID see the doctor
or the nurse, I was wondering if
the night nurse might help me
give with this kidney stone.
Its moved to the front now so
I should pass it Earlier tomorrow
I sure thank you for all youve
tried to do. DW Pickard

(Do Not Write Below This Line - For Reply Only)

3/7/07 Scheduled to see Dr. Wan on Thursday

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then
Forwarded To Those The Request Is Directed.

- ☐ Lieutenant ☐ Chief Deputy ☐ Sheriff

Date 03-07-07 Time Received 0717

Jailer C. F. Bu

INMATE REQUEST SLIP

LOCATION

Name

Danny Pirkard

Date

3/7/07

☐ Telephone Call☐ Time Sheet☐ Special Visit☐ Personal Problem☒ Other

Briefly Outline Your Request. Give to Jailer

Sir, I need terrible to see
 my Mental Health Doctor.
 I've sent in a bunch of re-
 quest forms but the nurse
 Mrs. Riley says them no other.
 Can you please help me
 Thank you
 Dan Pirkard

(Do Not Write Below This Line - For Reply Only)

3/8/07 You are already schedule
 for an appt with EAMH.

Approved _____ Denied _____ Collect Call _____

All request Will Be Routed Through The Sergeant Over The Jail, Then
 Forwarded To Those The Request Is Directed.

☒ Lieutenant☐ Chief Deputy☐ Sheriff

Date 03-07-07 Time Received 1800

Jailer CO Wurst

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

LOCATION

Name Danny Rickard Date 03/12/07

MEDICAL

Nature of complaint or illness:

I need my medicine changed
or increased or something
I'm falling apart by the
minute in here, my nerves
and anxiety are going crazy
It's hard to breath -

Sign here for consent
to be treated by health staff:

D. Rickard

(Do Not Write Below This Line - For Reply Only)

Referred to Dr Warr

3/14/07 Seen by EAMH

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 3/12/07 Time Received 1500

Officer [Signature]

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

C 22
LOCATIONName Pickard, Danny Date 2/28/07**M E D I C A L**

Nature of complaint or illness: I have given this medicine
Ample time to work it is not working
the ELAVIL AT TO LOW A DOSAGE WAS
WORKING better than this. IF YOU CANT APPROVE
my ELAVIL @ 200 ml-morning + Aite then
I need to make a appointment with
mental health. I know you are upset
with me, but it shouldnt stop your profess-
-ional position. I am having a bad time
DONT know what else to do. YOU CAN HELP
IF YOU WANT. I know

Sign here for consent
 to be treated by health staff:

D. W. Pickard

(Do Not Write Below This Line - For Reply Only)

3/2/07 Spoke with this inmate
in ref. to his medication.

DOCTOR



DENTIST



OTHER

Date 3-1-07 Time Received 2010Officer C/O Hunter

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

C-22
LOCATIONName Danny Dickard Date 3/22/07**M E D I C A L**

Nature of complaint or illness:

Mrs Riley, I have asked
about getting something to
keep the Efavir & the other
Medicine I take from making me
sick. Please answer this

Sign here for consent
to be treated by health staff:D. Dickard

(Do Not Write Below This Line - For Reply Only)

Referred to Mrs. Pelfrey
3/23/07 If meds are making you
sick then EAMH needs to be contacted
and told and possibly change your
medications.

DOCTOR ☐DENTIST ☐OTHER ☐Date 03/22/07 Time Received 2030Officer ME Annis RN

INMATE REQUEST FORM
Prentiss Griffith Detention FacilityC-22
LOCATIONName DANNY PICKARDDate 3/22/07**M E D I C A L**

Nature of complaint or illness:

I've sent request to get my tooth
pulled its nerves are showing &
cant drink cold drinks or breath thru
my mouth without pain, how long
does it take to go to the dentist here
I told you about this a month ago
I've been patient but enough is enough

Sign here for consent
to be treated by health staff:Danny Pickard

(Do Not Write Below This Line - For Reply Only)

Referred to Mrs. Pelfrey
3/23/07 This is the first written request
received from you in regards to a tooth
problem. You are placed on dental list

DOCTOR ☐DENTIST ☐OTHER ☐Date 03/22/07 Time Received 2030

Officer

ME Janis RN

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

LOCATION

Name Danny Pickard Date 3/23/07

MEDICAL

Nature of complaint or illness:

I need a couple tylenol
please -

Thank Danny

Sign here for consent
to be treated by health staff:

D. Pickard

(Do Not Write Below This Line - For Reply Only)

Reg rec 03/28/07

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 3-23 Time Received 1953

Officer Dan

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

LOCATION

Name

Danny Dickard

Date

3/23/07

MEDICAL

Nature of complaint or illness:

*Need some tylenol
please*

Sign here for consent
to be treated by health staff:

(Do Not Write Below This Line - For Reply Only)

Tylenol X2

DOCTOR

☐

DENTIST

☐

OTHER

☐

Date

3-23

Time Received

2010

Officer

[Signature]

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

LOCATION _____

Name Danny Pickard Date 3/30/07

MEDICAL

Nature of complaint or illness:

I've wrote about getting this
Bad tooth out of me
& I wanted to know if I
could get you to okay
the snack to keep medication
from upsetting stomach

Sign here for consent
to be treated by health staff:

DW Pickard

(Do Not Write Below This Line - For Reply Only)

No Snack
Approved
J McQuinn RN

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 033007 Time Received 1900

Officer ✓

INMATE REQUEST FORM
Prentiss Griffith Detention Facility E 25
LOCATION

Name Pickard Danny Date 4/1/07

M E D I C A L

Nature of complaint or illness:

Wanted to check on & see if you
have asked the snack for the these
peels kinda make me sick at my
stomach.

And the tooth, please I cant
chew on that side now

Sign here for consent
to be treated by health staff:

D. Whick

(Do Not Write Below This Line - For Reply Only)

No snack!
No Reason for me!

DOCTOR ☐ DENTIST ☐ OTHER ☐

Date 4-1-07 Time Received 1920

Officer KLINE

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

E 25
LOCATION

Name Richard, Danny Date 4/1/07

MEDICAL

Nature of complaint or illness:

Could I get some Tylenol
please Danny

Sign here for consent
to be treated by health staff:

Richard

(Do Not Write Below This Line - For Reply Only)

Tylenol x2

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 4-4-07 Time Received 8705 1905

Officer C/O Reynolds

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

LOCATION

Name

Richard Dany

Date

4/1/07

MEDICAL

Nature of complaint or illness:

Could I get tylenal please

Sign here for consent
to be treated by health staff:

(Do Not Write Below This Line - For Reply Only)

Tylenal KC

DOCTOR

☐

DENTIST

☐

OTHER

☐

Date

4-1-07

Time Received

1920

Officer

Kline

INMATE REQUEST FORM

Prentiss Griffith Detention Facility

Name Pickard Danny Date May 21 - 07 LOCATION _____

MEDICAL

Nature of complaint or illness:

Could I get some tylenol
& something for a sore throat
please

Thanks

D. Pickard

Sign here for consent
to be treated by health staff: _____

(Do Not Write Below This Line - For Reply Only)

Tylenol x2

lozenges x2

DOCTOR ☐

DENTIST ☐

OTHER ☐

Date 5/21/7 Time Received 1940

Officer Clotarius

NAME: <u>Pickard, Barry</u>		D.O.B. <u>050457</u> RACE: <u>W</u> SEX: <u>M</u>	
PRESENT MEDICATION:		SSN: <u>260-92..-3515</u>	
ALLERGIES:			
PPD:		HGT: <u>6'00"</u> WGT: <u>185#</u> LBS.	
HIV/VDRL:			
DATE/TIME			NURSE SIGNATURE
01/18/07	5:50 AM W/m escorted to infirmary by Mr. S. King.		
1535	Just released from Summit Hos. for FTOH poisoning. Admitted on 1/15/07. D/c instructions show no special orders or medications noted. Incident this AM @ hospital, 1-3 acted out - breaking mirrors, etc. Advised to place on suicide observation. Very poor hygiene. Hair matted. Monitor closely. Flu & Dr. War on 1/19/07. - <u>P. Kelly</u>		
01/18/07	5:00 AM Hearing voices. Cmts in ext display clothing. Hair long matted & hair scrambled eggs in hair. Shakes shackles on feet & barefooted. Keys. Elavil and special diet ordered in hospital. Reports 2 pills earlier.		
2040	P. Haircut + Shampoo & Shower. Suicide watch. Detox per protocol. Contacted nurse P. Kelly by phone & she reports 2 pills given & meds ordered. Reports investigation told her that he has been exaggerating AH + FTOH since he was 8 yrs ago.		
	HL 133 11576 W/M 70B molar		
	Pulse 99/90		
	Attempted to contact Dr. Warr to further approve detox. Contact unsuccessful. Librium 50mg PO given @ 2130. Brother lived in prison for 10 yrs.		

PICKARD, KENNETH

Date/Time	Nurse Signature
01/18/07 2300	In holding cell, quiet & clean p. shower, Shampoo & Hair cut. Very appreciative for hygiene assistance - JANE JONES RN 15:100-132-20-964
01/19/07 1250	Flu: Hospital release (? detain) Procordia 10mg q/c given STAT. HEENT: LUNGS: Clear HEART: tachycardia & murmur AB: NT/BSK EXT: & edema noted PAIN: 1-2 pm and shakes SICK: normal Noted 01/19/07 2300 Detain protocol x 3 days.
01/21/07 10pm	Benadryl 100mg po 20 & sleep po adm agitated & Librium avail JANE JONES RN
01/22/07 0358	Transported to Summit ER per Amb 20 forehead laceration 2" long 3/4" deep. Pressure dsg & other injuries noted. Prob BT's. Wagon sprayed at T stroke to R thigh post. & evidence seen of some JANE JONES RN 15:142-136-18-98 987.
01/22/07 0845	Flu: ER visit. laceration to R-side of head. tachycardia & murmur head. - dressing removed & antibiotic ointment applied. - 12 staples/staples intact. - Am Librium 25mg given Motrin 800 mg & tar given

Date/ Time		Nurse Signature
1005	Due to aggratation and healing on cell door.	
012207	Neodon 20mg 1m given PG.	
012407	Flu: unable to explain reason for baring	
1430	head on door on 1/22/07. Laceration cleaned and covered w band-aid.	Reefrey Lovett
012507	Flu: laceration to Pylechaw. - Clean band-aid given	
1130	Flu on Monday 1/29/07	
	Methin 800mg given for pain.	
012907	Flu. Laceration on 1/29/07. 1/5: 149/95 - 101-18	100%
1135	1/2 staples removed	
BS:123	Area cleaned w betadine swab.	
	Covered area w clean band aid.	
	Naproxen 500mg qHS x 7 days	
	1/6: 155/95 - 92-16 - 973	100%
013107	Flu: remove remaining staples on 2/5/07.	
1040	Healing well.	
020606	All remaining staples removed. Area healing	
1025	well. Also spoke to pharmacy in Bacula, Ga to obtain info references to Lt. Hasn + filled it since 2002. Contacted EAMH Outreach to set-up intake.	Reefrey Lovett
1115	Karen + Outreach set id call. Information given - to call back + appt.	Reefrey Lovett
2/7/07	Reported to EAMH for intake.	Reefrey Lovett
0915		
2/17/07	physician from mental health 12/12/06 reported to EAMH.	
0930		

Richard Denny

Date/ Time		Nurse Signature
03/07/07 10pm	Go passing kidney stone Benadryl 50 mg po Tibet 500 mg po Hx Dr Watt @ next visit JMS [Signature] RN V/S 154/97-101-18-97 100%	
030807 1010	? kidney stones UA Chemstrip - trace pus PRBC seen Reflex Keflex 500mg bid x 7 days Naproxen 500mg qHS x 7 days Fluappt @ EAMH scheduled for 3/14/07 Ruled 030807 RD	
031407 0930	transported to EAMH appt.	[Signature] Jeffrey [Signature]
032307 0130	Rec'd request to go to hospital in discomfort. Placed on dental band	[Signature] [Signature]

RUSSELL COUNTY SHERIFF'S DEPARTMENT

CORRECTIONS DIVISION

INMATE GRIEVANCE FORM

NOTE: All grievances must be completed in ink. If additional pages are needed, plain lined paper may be used

Submitted By:	Received By:
Inmate's Name (last name first) PICKARD Danny Wayne	CO's Name & ID Number C/O F. Brown 8642
Housing Assignment C-22	Shift Assignment C-DAY 0700 03-22-07

PART "A" INMATE REQUEST

I have many times tried to get the nurse Mrs. Riley (pelfrey) to sign my request forms & all she does is stick them in a draw. Meaning I don't get a copy as I should, she has a real Bad Bed side manner.

Grievant (Inmate) Signature **Danny Pickard**

PART "B" - RESPONSE

3/22/07 Per Inmate Handbook page 13 - Request slips are to be picked up and submitted for pick-up at 7⁰⁰ AM and 7⁰⁰ PM unless it is a medical emergency. Request slips are not picked up (unless emergency) during the dispensing of prescription medications.

Thelma

Date of Response _____ Divisional Grievance Officer _____ ID Number _____

NOTE: If you are dissatisfied with this response, you may appeal directly to the Administrator of Corrections. Your appeal must be filed within 72 hours, excluding Saturdays, Sundays, and legal holidays, of the time/date you acknowledge receipt of this response.

PART "C" - RECEIPT

Return To _____ Date _____ Time _____

Submitting Inmate _____ Receiving Shift Supervisor _____

PART "D" - RETURN RECEIPT

Returned To _____ Date _____ Time _____

Witness _____ Submitting Inmate _____

APPEAL NOTIFICATION

I hereby give notice of appeal of the findings of the Divisional grievance Officer. I have attached to this notice of appeal a statement of the basis for my appeal.

Appeal Received By _____ Date _____ Time _____

Submitted By _____ Copy Received By _____

2/22/07 Per Inmate Handbook page 13 - medical emergencies

0000007331

**OBSERVATION
COVER
SHEET**

RUSSELL COUNTY JAIL

LOG OF CHECKS ON INMATES REQUIRING OBSERVATION

INMATE NAME Danny Pickard CELL H-1 DATE 1-24-07REASON FOR OBSERVATION Medical

DOCTOR OR NURSE INSTRUCTIONS _____

DATE	TIME	OFFICERS INITIALS	REMARKS	DATE	TIME	OFFICERS INITIALS	REMARKS
1/24/07	2001	VA	Sleep	01-25-07	1121	VA	sleep
1/24/07	2008	CP	MURS	1-25-07	1130	CP	Frd Fray
1/24/07	2030	VA	Sleep	1-25-07	1147	VA	picked up tray
1/24/07	2102	CP	Sleep	01-25-07	1211	VA	sleep
1/24/07	2136	VA	At Door	01-25-07	1414	VA	sleep
1/24/07	2227	VA	Sleep	01-25-07	1533	VA	sleep
1/24/07	2301	VA	H.C.	01-25-07	1553	VA	sleep
1/24/07	2357	VA	Sleep	01-25-07	1626	VA	Feed
1/25	0116	VA	Sleep	01-25-07	1717	VA	sleep
012507	0127	VA	Headcount	1-25-07	1744	CP	sleep
1/25/07	0200	VA	Sleep	1/25	1850	VA	Meal Sleep
1/25	0232	VA	Sleep	1/25	1943	VA	sleep
012507	0315	VA	Headcount	1/25/07	2021	VA	Med
012507				1/25/07	2035	VA	Sleep
1/25/07	0355	VA	Feed	1/25/07	2107	VA	Sleep
012507	0418	VA	picked up tray	1/25/07	2147	VA	Sleep
1/25/07	0450	VA	Sleep	1/25/07	2245	VA	Sleep
1/25	0504	VA	Sleep	1/25	2302	VA	Sleep
1/25	0546	VA	Sleep	1/25/07	2343	VA	Sleep
012507	0640	VA	Master Headcount	1/26/07	0010	VA	Sleep
012507	0812	VA	Sleep	1/26	0027	VA	Sleep
012507	0857	VA	Sleep	1/26	147	VA	Sleep H.C.
012507	0918	VA	Sleep	1/26	0202	VA	Sleep
012507	1002	VA	Sleep	1/26	0306	VA	Sleep
012507	1029	VA	Sleep	1/26	0338	VA	Sleep H.C.
1-25-07	1112	CP	Sleep	1/26/07	0402	VA	Sleep

RUSSELL COUNTY JAIL

LOG OF CHECKS ON INMATES REQUIRING OBSERVATION

INMATE NAME _____ CELL _____ DATE _____

REASON FOR OBSERVATION _____

DOCTOR OR NURSE INSTRUCTIONS _____

DATE	TIME	OFFICERS INITIALS	REMARKS	DATE	TIME	OFFICERS INITIALS	REMARKS
1/26	0410	AC	Fed	1/27/07	07:45	CI	AT DOOR
1/26	0450	AC	Sleep	1-27-07	08:45	CI	Laying down
1/26	0511	CG	Sleep	1-27-07	0848	RB	Laying down
1/26	0526	Bm	Sleep	1/27/07	11:30	CI	Lunch
1-27-07	08:07	Bm	appears asleep	1/27/07	12:00	CI	Plu Tray
1-26	0840	SG	Sleep				
1-26-07	09:18	Bm	Sleep	1/27/07	1400	ST	Sleeping
1-26	1025	SG	gave meds	1/27/7	1500	SG	sleep
26 Jan 07	1042	KWS	Laying down	1/27/7	1600	SG	Sleep
1-26-07	11:23	Bm	feeding	1/27/07	16:28	CI	Dinner
1-26	1200	SG	pick up tray	1/27/7	17:00	CI	Plu Trays
1-26-07	4:30	Bm	feeding	1/27/7	1840	SG	Sleep H/C
1/26	1843	JS	H/C lay down	1-27	1920	PK	LAY DOWN
1-26	1900		laying down	1-27	2035	EK	LAY DOWN
1-26	2001		lay down	1-27	2150	EK	LAY DOWN
1-26	2120		lay down	1-27	2230	EK	LAY DOWN
1/26	2158		lay down	1-27	2310	EK	LAY DOWN
1-26	2350	Jr	Count	1-28	0110	EK	LAY DOWN
1-27	0010		lay down	1-20	0200	PK	LAY DOWN
1-27	0115		Count	1/28	0404	JS	lay down
1-27	0210		lay down	1/28	0645	KE	lying on floor
1-27	0330		Count	28 Jan 07	0700	KWS	Laying down
1-27	0400		Tray	1-28	0728	SG	Sleep
1-27	0455		Tray up	28 Jan 07	0830	KWS	Gave Meds
1-27	0530		lay down	28 Jan 07	0830	KWS	Laying down
1-27	0615	KE	LAY DOWN/H/C	28 Jan 07	1015	KWS	Laying down

LOG OF CHECKS ON INMATES REQUIRING OBSERVATION

INMATE NAME _____ CELL _____ DATE _____

REASON FOR OBSERVATION _____

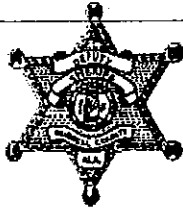
DOCTOR OR NURSE INSTRUCTIONS _____

DATE	TIME	OFFICERS INITIALS	REMARKS	DATE	TIME	OFFICERS INITIALS	REMARKS
28 Jan 07	1140	1403	Served Tray	1-29-07	1335	CP	Sleep
28 Jan 07	1240	1403	Picked up Tray	01-29-07	1350	MA	Sleep
28 Jan 07	1340	MA	Laying down	01-29-07	1425	MA	Sleep
28 Jan 07	1349	MA	Laying down	1-29-7	1445	CP	Sleep
28 Jan 07	1428	MA	Laying down	1-29-07	1628	EP	feeding
28 Jan 07	1530	MA	Laying down	1-29-07	1645	MA	Picked up tray
28 Jan 07	1630	MA	Served Tray	1-29-7	1700	CP	Pick-up tray
28 Jan 07	1709	MA	Picked up Tray	01-29-07	1842	MA	Sleep, me
1-28	1841	JS	HC/Lay Down	01/29/07	1900	MA	Sleep
1-28	1955	EK	LAY Down	1/29	1949	MA	Sleep
1-28-07	2336	KBH	Laying down	1/29	2020	MA	Sleep
1-29	0159	RW	Laying down HC	1/29	2042	MA	Sleep
1-29	0250	EK	LAYING Down HC	1/29	2056	MA	Sleep
1/29	0431	JS	Breakfast	1/29	2211	MA	Sleep
1/29	0506	RW	Sleep	1/29	2202	MA	Sleep
1/29	0542	RW	Sleep	1/29	2346	MA	Sleep
1/29	0610	RW	Sleep	1/30/7	0100	MA	Sleep
1/29	0640	RW	Sleep	1/30/7	0200	MA	Sleep
1-29	0642	EL	At Door/HC	1/30/7	0315	MA	Sleep
1-29-7	0651	CP	H.C/LAYING on MAT	1/30/07	0347	MA	Sleep
01-29-07	0835	MA	Laying down w/HC	1/30/07	0406	RW	Sleep HC
01-29-07	0904	MA	Sleep	1/30/07	0411	MA	Sleep
1-29-7	1010	CP	Sleep	1/30	0424	MA	Sleep
1-29-7	1100	CP	Sleep	1/30/7	0511	MA	Sleep
1-29-	11:12	MA	Sleep	1/30/07	0648	RW	Sleep HC
012907	1154	MA	Tray P/Lay	013007	0835	MA	Sleep

INMATE NAME _____ CELL _____ DATE _____

DOCTOR OR NURSE INSTRUCTIONS _____

[illegible]



RUSSELL COUNTY SHERIFF OFFICE
CORRECTIONAL HEALTH
TINA RILEY-PELFREY, LPN CCHP
TEL: (334) 298-8621 FAX: (334) 297-5130

FAX

TO: SUMMIT HOSPITAL **FROM:** RUSSELL COUNTY JAIL
FAX #: 732-3253 **PAGES:** 2
PHONE #: **DATE:** 011907
RE: DANNY PICKARD **CC:**

 URGENT **FOR REVIEW** **PLEASE COMMENT** X **PLEASE REPLY**

NOTES:

2nd request

Thanks.



TOMMY BUSWELL, SHERIFF
Post Office Box 640
PHENIX CITY, ALABAMA
36868-0640
(334) 298-6535
FAX (334) 291-7667

Page 36 of 50



**RUSSELL COUNTY SHERIFF'S DEPARTMENT
CONSENT TO OBTAIN MEDICAL RECORDS**

I, Danny Pickard, hereby give my consent for
Summit Hospital / Medical Records to release any and all medical information
pertinent to my Medical History to the Prentiss L. Griffith Detention Facility.

DOB: 050457

SSN: 260 - 92 - 3515

PATIENT/INMATE SIGNATURE

1/19/07
DATE

WITNESS

ADDRESS: Russell County Sheriff's Department
ATTN: Lt. Tina Riley, LPN
Post Office Box 640, 307 Prentiss Drive
Phenix City, Alabama 36868-0640
(334) 298-8621 FAX: (334) 291-7667



Log for
Mar 22 2007 10:45a

Last Transaction

Date	Time	Type	Identification	Duration	Pages	Result
Mar 22	10:45a	Fax Sent	7323253	0:52	2	OK

Search for

in Entire Site

60 Search Tips

Publix

WHERE SHOPPING IS A PLEASURE

[Wellness & Pharmacy](#) [Featured Products](#) [Services](#) [Clubs & Programs](#) [Custom Orders](#) [Apron's](#) [About Publix](#)

Store Locator

Map

Here is the map for the store you selected, as well as its hours of operation and any services that are offered. Click **Driving Directions** to get detailed directions to the store.

If you'd like to go back to your list of results again, [return to search results](#). Search again if you'd like to try another address or refine your search.

Hamilton Mill Village SC

2463 Hamilton Mill Pkwy

Dacula, GA 30019-4648

Main: (770) 614-1070

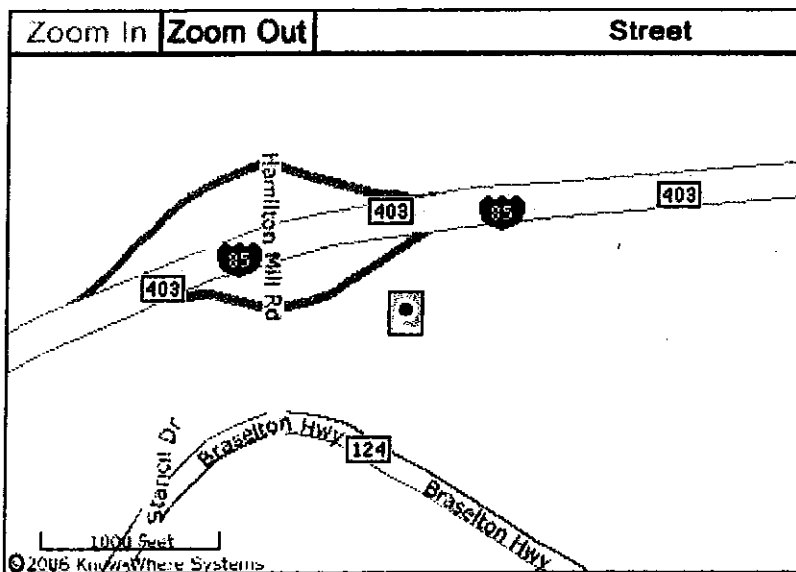
Fax: (770) 614-2090

Pharmacy: (770) 614-1076

- ↓ **Store Hours**
- ↓ **Pharmacy Hours**
- ↓ **Store Services**

[See What's on Sale This Week](#)

Need Help ?

**Driving Directions****Store Hours**

Sun 7:00 AM - 10:00 PM

Mon 7:00 AM - 10:00 PM

Tues 7:00 AM - 10:00 PM

Wed 7:00 AM - 10:00 PM

Thurs 7:00 AM - 10:00 PM

Fri 7:00 AM - 10:00 PM

Sat 7:00 AM - 10:00 PM

10:45 Spoke &
pharmacy - hasn't
filled Rx since 2002

Fingerprinted	R84 Completed
1 Yes	1 Yes
2 No	2 No

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

IDENTIFICATION	1 ORI # 0570000	2 AGENCY NAME Russell County Sheriff's Department		3 CASE #		4 SFX							
	5 LAST, FIRST, MIDDLE NAME Pickard, Danny Wayne					6 ALIAS AKA							
	7 SEX M	8 RACE W	9 HGT. 600	10 WGT. 185	11 EYE BRN	12 HAIR BLK	13 SKIN FAIR	14 1 SCARS 2 MARKS 3 TATOOS 4 AMPUTATIONS					
	15 PLACE OF BIRTH (CITY, COUNTY, STATE) Muleshoe, Texas			16 SSN 260-92-3515		17 DATE OF BIRTH 05/04/57		18 AGE 54	19 MISCELLANEOUS ID#				
ARREST	20 SID #	21 FINGERPRINT CLASS KEY MAJOR PRIMARY SCDV SUB-SECONDARY FINAL					22 DL # 028310898	23 ST GA					
	24 FBI #	HENRY NCIC					25 IDENTIFICATION COMMENTS						
	26 1 RESIDENT 2 NON-RESIDENT		27 HOME ADDRESS (STREET, CITY, STATE, ZIP) 50 Norman Dr., Seale, Alabama 36856			28 RESIDENCE PHONE 706-289-6439 Cell		29 OCCUPATION (BE SPECIFIC) Unemployed					
	30 EMPLOYER (NAME OF COMPANY/SCHOOL) none			31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP) none			32 BUSINESS PHONE						
VEHICLE	33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) 4401 River Chase Drive, Phenix City, Al 36867			34 SECTOR # 0000002		35 ARRESTED FOR YOUR JURISDICTION? YES NO IN STATE OUT OF STATE AGENCY							
	36 CONDITION OF ARRESTEE: 1 DRUNK 3 SOBER 2 DRINKING 4 DRUGS		37 RESIST ARREST? 1 YES 2 NO		38 INJURIES? 1 NONE 2 OFFICER 3 ARRESTEE		39 ARMED? 1 Y 2 N		40 DESCRIPTION OF WEAPON 1 HANDGUN 4 OTHER FIREARM				
	41 DATE OF ARREST 01/18/07		42 TIME OF ARREST 4:00 p.m.		43 DAY OF ARREST S M T W T F S		44 TYPE ARREST 1 ON VIEW 2 CALL 3 WARRANT 4 UNKNOWN		45 ARRESTED BEFORE? 1 YES 2 NO 3 SHOTGUN 5 OTHER WEAPON				
	46 CHARGE-1 1 FEL 2 MISD Probation Violation, Okaloosa, Florida			47 UCR CODE		48 CHARGE-2 1 FEL 2 MISD			49 UCR CODE				
	50 STATE CODE/LOCAL ORD.		51 WARRANT #		52 DATE ISSUED		53 STATE CODE/LOCAL ORD.		54 WARRANT #				
	55 CHARGE-3 1 FEL 2 MISD		56 UCR CODE		57 CHARGE-4 1 FEL 2 MISD			58 UCR CODE					
	59 STATE CODE/LOCAL ORD.		60 WARRANT #		61 DATE ISSUED		62 STATE CODE/LOCAL ORD.		63 WARRANT #				
	64 CHARGE-5 1 FEL 2 MISD		65 UCR CODE		66 CHARGE-6 1 FEL 2 MISD			67 UCR CODE					
	68 STATE CODE/LOCAL ORD.		69 WARRANT #		70 DATE ISSUED		71 STATE CODE/LOCAL ORD.		72 WARRANT #				
	JUVENILE	68 ARREST DISPOSITION 1 HELD 4 TOT-LE 2 BAIL 5 OTHER 3 RELEASED		67 IF OUT ON RELEASE WHAT TYPE?		66 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)							
69 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)													
70 VYR		71 VMA	72 VMO	73 VST	74 VCO TOP BOTTOM		75 TAG #	76 LIS	77 LIY				
78 VIN		79 IMPOUNDED? 1 YES 2 NO		80 STORAGE LOCATION/IMPOUND #									
RELEASE	81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED												
	<input type="checkbox"/> CONTINUED IN NARRATIVE												
	82 JUVENILE DISPOSITION: 1 HANDLED AND RELEASED 3 REF. TO WELFARE AGENCY 5 REF. TO ADULT COURT 2 REF. TO JUVENILE COURT 4 REF. TO OTHER POLICE AGENCY		83 RELEASED TO										
	84 PARENT OR GUARDIAN (LAST, FIRST, MIDDLE NAME)				85 ADDRESS (STREET, CITY, STATE, ZIP)			86 PHONE					
	87 PARENTS EMPLOYER		88 OCCUPATION		89 ADDRESS (STREET, CITY, STATE, ZIP)			90 PHONE					
	91 DATE AND TIME OF RELEASE		92 RELEASING OFFICER NAME			93 AGENCY/DIVISION		94 ID #					
	95 RELEASED TO:		96 AGENCY/DIVISION			97 AGENCY ADDRESS							
	98 PERSONAL PROPERTY RELEASED TO ARRESTEE 1 YES 2 NO 3 PARTIAL		99 PROPERTY NOT RELEASED/HELD AT:			100 PROPERTY #							
	101 REMARKS (NOTE ANY INJURIES AT TIME OF RELEASE)												
	102 SIGNATURE OF RECEIVING OFFICER						103 SIGNATURE OF RELEASING OFFICER			LOCAL USE			
104 CASE #						105 CASE #			106 CASE #	107 SFX	108 CASE #	109 SFX	110 ADDITIONAL CASES CLOSED NARR: Y N
111 ARRESTING OFFICER (LAST, FIRST, M.) King, Stanley			112 ID # 572		113 ARRESTING OFFICER (LAST, FIRST, M.)			114 ID #		115 SUPERVISOR ID #		116 WATCH CMDR. ID #	

STATE OF ALABAMA

IN THE DISTRICT COURT OF

VS.

RUSSELL COUNTY, ALABAMA

Danny Rickard
 DEFENDANT

CASE NUMBER DC- _____

Fug Fro Jus N/B

ORDER

- X 1. DEFENDANT ADVISED OF RIGHT TO AN ATTORNEY
2. ENTERED PLEA OF NOT GUILTY
3. REQUESTED PRELIMINARY HEARING
4. RETAINED THE HONORABLE _____ AS COUNSEL

It is hereby ORDERED, ADJUDGED AND DECREED:

1. THAT THIS CAUSE IS WAIVED TO THE NEXT TERM OF THE GRAND JURY
2. AFTER HEARING, THIS CAUSE IS BOUND TO THE NEXT TERM OF THE GRAND JURY

X 3. BOND IS SET AT At the discretion of the Court

X 4. THAT THIS CAUSE IS DISMISSED UPON DEFENDANT EXECUTING WAIVER OF EXTRADITION

5. THAT THE HONORABLE _____ IS APPOINTED COUNSEL TO REPRESENT THE DEFENDANT

6. THAT THIS CASE IS CONTINUED TO THE _____ DAY OF _____ 20__ AT 3:00 P.M. EST

X 7. Note to Nurse say he needs medication (Ms. Kelly)

DONE, This the 19 day of Jan, 2007.

Michael J. Ellinger
 JUDGE

Page 41 of 50

[illegible]

	1	2	3	4	5	6	7	8	9	10
B										
L										
S										
BT										
	11	12	13	14	15	16	17	18	19	20
B										
L										
S										
BT										
	21	22	23	24	25	26	27	28	29	30
B					h	h	Xh	Xh	h	h
L										
S										
BT					WS		KBH		WS	

STARTING FOR	01/01/07	THROUGH	01/31/07	PAGE	1 OF	1
Physician	WARR, STURGEON	Telephone No.	334-298-8621	Medical Record No.		
Att. Physician	WARR, STURGEON	Alt. Telephone	334-298-8621	580572		
Allergies				Rehabilitative Potential		

Diagnosis							
Medicaid Number		Medicare Number		Approved By Doctor:		Date:	
				By:		Title:	
RESIDENT		D.O.B.		Sex	Room	Patient	Admission
PICKARD, DANNY		00/00/0000		#	RJ72	Code	Date
						PICKDAN	01/24/00

Page 42 of 50

MEDICATIONS		HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
Amitriptylin 100mg 1 tablet twice daily		0800	NOSE																														
		2000	NOSE																														
Naproxen 500mg 1 tablet @ bedtime		2000	NOSE ← LAST DOSE																														
Ablify 5mg 1 tablet once daily x 7 days		2000															/ / / / / / / /																
Ablify 5mg 2 tabs daily x 7 days		2000															/ / / / / / / /																
Ablify 15mg 1 tablet daily		2000																															
Cymbalta 30mg 1 capsule u Ad		Revised 2000															/ / / / / / / /																
B	1	2	3	4	5	6	7	8	9	10																							
L	/		/		/		/		/		Lund																						
S	/		/		/		/		/		/ / / / / / / /																						
BT	11	12	13	14	15	16	17	18	19	20																							
B	21	22	23	24	25	26	27	28	29	30	31																						
L	/		/		/		/		/		/ / / / / / / /																						
S	/		/		/		/		/		/ / / / / / / /																						
BT	21	22	23	24	25	26	27	28	29	30	31																						

THROUGH

Wave

Telephone No.

Alt. Telephone

Medical Record No.

Allergies

Rehabilitative Potential

Diagnosis

Medicaid Number:

Medicare Number

Approved By Doctor:

By:

Title:

Date:

RESIDENT

Pickard, Barry

D.O.B.

Sex	
-----	--

Room #

Patient	
Code	

Admission Date	
-------------------	--

MEDICATIONS		HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
Cymbalta 30mg 1 capsule daily		0800	<div style="position: relative; height: 40px;"> → 0800 0800 0800 J.D. </div>																														
Aripilify 5mg 1 tablet @ bedtime		2000	<div style="position: relative; height: 40px;"> → 2000 2000 2000 J.D. </div>																														
Aripilify 10mg 1 tablet @ bedtime		2000	<div style="position: relative; height: 40px;"> → 2000 2000 2000 </div>																														
Aripilify 15mg 1 tablet @ bedtime		2000	<div style="position: relative; height: 40px;"> → 2000 2000 2000 </div>																														
Trazodone 150mg 1 tablet @ bedtime		2000	<div style="position: relative; height: 40px;"> → 2000 2000 2000 </div>																														

	1	2	3	4	5	6	7	8	9	10	
B											
L											
S											
BT											
	11	12	13	14	15	16	17	18	19	20	
B									J.D.		
L											
S											
BT										J.D.	
	21	22	23	24	25	26	27	28	29	30	31
B	J.D.										
L											
S											
BT											

CHARTING FOR		THROUGH	
Physician		Telephone No.	
Alt. Physician		Alt. Telephone	
Allergies		Rehabilitative Potential	

Diagnosis		Medicaid Number		Medicare Number		Approved By Doctor:		Title:		Date:	
						By:					
						D.O.B.		Sex		Room #	
								Patient Code		Admission Date	
RESIDENT		Pickard Denny									



MEDICATIONS	HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
Cymbalta 60mg capsule in AM	0800																															
Abilify 5mg 2 tabs @ bedtime (x 7 days)	2000																															
Mazodone 150mg 1 tablet @ bedtime	2000																															

	1	2	3	4	5	6	7	8	9	10	
B											
L											
S											
BT											
	11	12	13	14	15	16	17	18	19	20	
B											
L											
S											
BT											
	21	22	23	24	25	26	27	28	29	30	31
B											
L											
S											
BT											

CHARTING FOR	THROUGH	Physician	Telephone No.	Medical Record No.
		Warr	2/07	
Alt. Physician			Alt. Telephone	
Allergies			Rehabilitative Potential	

Diagnosis	Medicaid Number	Medicare Number	Approved By Doctor:	Title:		Date:
			By:			
			D.O.B.	Sex	Room #	Patient Code
						Admission Date

Page 45 of 50

Diagnosis							
Medicaid Number		Medicare Number		Approved By Doctor:			
				By:		Title:	Date:
				D.O.B.		Sex	Room #
RESIDENT							

RECEIVED
03-23-2007
08:00 AM
SSC

3/21/07

Dear Sgt. Bussey

I have gathered information on four witnesses, that will come forth on my behalf & testify to the truth.

I'd also like to challenge Sgt Moore to a lie detectors test, from a company that isn't bias.

Sgt. Bussey you seem to be a man of integrity as I know you have a responsibility to your jail & the Sheriff. But by now seems to me you would be a lil suspicious by now.

I didn't do anything to deserve the treatment I recieved while being incarcerated in your jail.

Mrs Riley is a liar & a trouble maker I am writing a grievance on her again today, she will not sign my request & I cant make her.

I know you realize if we want to count at least half the people that saw what happened will tell the truth while on stand sworn to tell the truth.

Sir don't you want to know the truth, Next time this happens he may kill someone.

He looks at me as if he could kill me, when he calls roll or count he uses my whole name; louder & more aggressive than the others he just uses there last name, I wonder if I'm safe here or not, I feel I could disappear & no one would care.

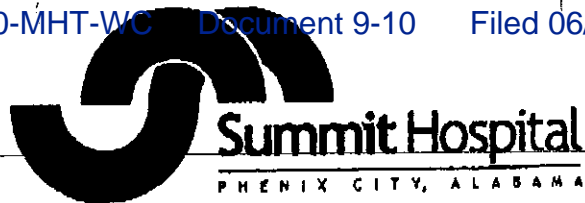
I thank you for your help which you have already done, I ask only for fair treatment I am also human.

After I talk to my lawyer I will find out if I need to give you the witnesses names now or later okay.

I know I'm one man against a large system who finances are unaccountable & I have none, but I do still believe in miracles & that there's still good & honest people still out there.

I apologize for my writing for the news are shot today,

Thanks Again
DW Rickard



Fax Cover Page

To Tina Riley, LPN From Karin / HIM
Company Russell County Jail No. of Pages 18 incl cover
Fax Number 334-291-5130 Date 3/23/07
Re: Med. Rec.

☐ Urgent☐ For Your Review☐ Reply ASAP☐ Please Comment

attached see requested records

Confidentiality Notice

This facsimile, and any files transmitted with it, may contain confidential and/or proprietary information in the possession of Summit Hospital and is intended only for the individual or entity to whom addressed. This facsimile may contain information that is held to be privileged, confidential, and exempt from disclosure under applicable law. This information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any unauthorized access, dissemination, distribution, or copying of any information from this facsimile is strictly prohibited and may subject you to criminal and/or civil liability. If you have received this facsimile in error, please call 334-732-3000.

Thank You.

If you have problems receiving this message, please call _____

© 1996 - 2006 T-System, Inc. Circle or check affirmatives, backslash (\) negatives.

24 Summit Hospital
EMERGENCY PHYSICIAN RECORD
 General Adult (5)

0009789
 HARRINGTON 0009789
 M 05/04/1957 35
 01/15/07 17:57 000007331

TIME SEEN: 1902 ROOM: 10 EMS Arrival
 HISTORIAN: patient spouse paramedics
 HX / EXAM LIMITED BY:

HPI

chief complaint: Alcohol withdrawal

started: Today

time course:	severity:	modifying factors:
still present	mild	none
better	moderate	
gone now	severe	
worse		

context: It is going through withdrawal from beer. It drank

quality: bitter at mouthwash on yesterday afternoon

location:

ROS

CONST

fever
 subjective / to "F"
 chills
 generalized weakness
 weight loss
 ENT
 sore throat
 nasal drainage / congestion
 CVS / PULMONARY
 cough
 sputum
 trouble breathing
 chest pain
 GI
 abdominal pain
 nausea / vomiting
 diarrhea
 black / bloody stools
 URINARY
 problems urinating
 frequent urination

FEMALE GENITAL

abnormal bleeding / discharge
 LMP
 postmenopausal / hysterectomy
 SKIN / MS
 rash
 back pain
 leg pain
 foot swelling
 NEURO / EYES
 headache
 blackout / dizzy
 loss feeling / power
 in arm leg face R/L
 difficulty walking
 difficulty with speech
 double vision
 confusion

☐ All systems neg except as marked

FAST HX

negative
 neurological problems
 CVA seizure disorder
 high blood pressure
 cardiac disease
 heart attack (MI) angina
 heart failure
 DVT / PE risk factors
 oste cancer recent surgery
 leg swelling bedridden paralysis
 lung disease
 asthma emphysema
 diabetes Type 1 Type 2
 diet / oral / insulin
 renal disease
 high cholesterol
 HIV / AIDS

Depression
ETOH Abuse
Psych D.O.

Surgeries / Procedures

cardiac bypass / stent
 endoscopy
 indwelling lines ports / catheter / dialysis line
 dialysis graft
 pacemaker

Medications

none see nurse note
 ASA NSAID acetaminophen

Allergies

see nurse note NKDA

Recent trauma history

Similar symptoms previously

Recently seen / treated by doctor

SOCIAL HX

smoker drug use / abuse
 recent ETOH nursing home resident

FAMILY HX

Alcho Ethenism

20070706 3:13pm p.12

☒ Nursing Assessment Reviewed ☒ Vitals Reviewed

PHYSICAL EXAM**General Appearance**

no acute distress
alert

mild / moderate / severe distress
arousal / lethargic

EENT

exam inspection
EENT inspection nml
pharynx nml
no signs of dehydration

scleral icterus / pale conjunctivae
EOM palsy / anisocoria
purulent nasal drainage
pharyngeal erythema / exudate
oral lesions / dry mucous membranes
trauma

NECK

nml inspection
thyroid nml

thyromegaly
lymphadenopathy (R/L)
stiff neck / Kernig's / Brudzinski's sign
carotid bruit

RESPIRATORY

chest non-tender
no resp. distress
breath sounds nml

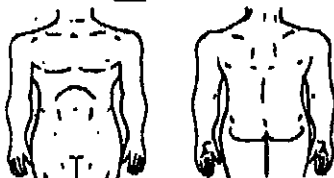
see diagram
wheezes / rales / rhonchi

CVS

regular rate, rhythm
no murmur
no gallop

irregularly irregular rhythm
extrasystoles (occasional / frequent)
tachycardia / bradycardia
PMT displaced laterally
JVD present
murmur grade ___ / 6 sys / diast
gallop (S3 / S4)
friction rub

decreased pulse(s)
R carotid fem dors ped
L carotid fem dors ped



Tender areas
Bounded
or ill
and indurated
redness
Example: The
indicated areas
indicate the

ABDOMEN

non-tender
no organomegaly
nml bowel sounds
no distension

tenderness
guarding / rebound
abnormal bowel sounds
increased / decreased / absent
hepatomegaly / splenomegaly / mass
bruit

RECTAL

non-tender
heme neg stool

black / bloody / heme pos. stool
tenderness / mass / nodule

BACK

nml inspection

CVA tenderness (R/L)

SKIN

no significant lesions
color nml, no rash
warm, dry

cyanosis / diaphoresis / pallor
skin rash

EXTREMITIES

non-tender
full ROM

pedal edema
calf tenderness
joint swelling
Homan's sign

NEURO / PSYCH

nml appearance
no pedal edema
oriented x3
mood / affect nml
CN's nml (2-12)
no motor / sensory deficit

disoriented to person / place / time
depressed affect
facial droop
weakness / sensory loss
slurred / abnormal speech

General Adult-24

Page 2 of 3

Tremors
⊕ Visual hallucinations
⊕ Smell hallucinations

LABS, EKG & X-RAYS

CEG	Chemistries	CK	UA
WBC	Na	CKMB	WBC
Hgb	K	Troponin	RBC
Hct	Cl		bacteria
Platelets	CO2 18		dip
segs	Gluc	PT	
bands	BUN 29	PTT	
lymphs	Creat 1.5		
monos	Ca	Amylase	
eos		Lipase	

EKG MONITOR STRIP ___ NSR ___ Rate *50b = 207*

EKG ___ NML ☐ Interp. by me ☐ Reviewed by me Rate ___
___ NSR ___ nml intervals ___ nml axis ___ nml QRS ___ nml ST/T

not / changed from
CXR ☐ Interp. by me ☒ Reviewed by me ☐ Discd w/ radiologist
___ nml/NAO ___ no infiltrates ___ nml heart size ___ nml mediastinum
Chronic interstitial lung

PROGRESS

Time ___ unchanged ___ improved ___ re-examined ___

Rx given ___
Discussed with Dr. *Valentine* Time: *2305*
will see patient in: office / ED / hospital

Counseled patient / family regarding: Additional history from:
lab / rad. results diagnosis need for follow-up family caretaker paramedics
prior records ordered
CRIT CARE TIME (excluding separately billable procedures)
30-74 min 75-104 min min

CLINICAL IMPRESSION

Epiglottitis
Pancreatitis

DISPOSITION: ☐ home ☒ admitted ☐ transferred
CONDITION: ☐ unchanged ☐ improved ☒ stable

PHYSICIAN SIGNATURE: *Dr. [Signature]*
☐ Dictated Addendum

EXHIBIT F – PART TWO
MEDICAL FILE OF DANNY WAYNE PICKARD

HARRY W LLOYD
06/13/07 17:57
000007331

P. 26

Lab	Standard Panels
<ul style="list-style-type: none"> • H/H • CBC with DIF • BMP • CMP • Mg • UHCG • SHCG - qualitative • SHCG - quantitative • Strep Screen • Amylase • S. Ketones • Lpase • CK • CK-MB • Troponin I • BNP • PT / PTT • Sed Rate • H. Pylori • UA • CSE Brincal • Toxin Screen • Drug Levels: Digoxin Dilantin ETOF Tylenol ASA Tygretol Depakote Phenytoin 	<ul style="list-style-type: none"> • Thyroid T₄ T₃ TSH
	<p>X-Rays</p> <ul style="list-style-type: none"> • CXR • Extremity R L • Sonogram: pelvic abd biliary renal • KUB: flat upright • CT: head abdomen/pelvis with without contrast • IVP • C-Spine 2 View • C-Spine 3 View • Acute Abdominal Series
	<p>Cardiorespiratory</p> <ul style="list-style-type: none"> • EKG • HFN with • ABG: RA O₂ • Culture: urine blood x stool • Stool Leukocytes • Stool Hemocult
Please call Doctor:	
Time Ordered Call:	Doctor: Return:
Allergies:	
Home Medications:	
Discharge Instructions:	
Follow up with Dr:	
RETURN IMMEDIATELY FOR WORSENING SYMPTOMS!	

Subsequent Nursing Orders
<p>Time: Orders Noted:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Cardiac Monitor <input type="checkbox"/> Pulse Oximeter <input type="checkbox"/> Oxygen _____ L NC <input type="checkbox"/> Throat to keep sat greater than 95% <input type="checkbox"/> Fully Disrobe / Gown <input type="checkbox"/> Postural Vitals <input type="checkbox"/> Neuro checks q _____ <input checked="" type="checkbox"/> IV <input type="checkbox"/> Saline Lock NS 1 Lide Bolus ml/hr <input type="checkbox"/> Phenytoin <input type="checkbox"/> Toradol <input type="checkbox"/> Tylenol <input type="checkbox"/> Motrin <input type="checkbox"/> Morphine sulfate <input type="checkbox"/> Demoral <input type="checkbox"/> Nubain <input type="checkbox"/> Rocephin _____ IM mix w/1% Lidocaine plain <input type="checkbox"/> Rocephin _____ IV <input type="checkbox"/> Zolran
<p>Time: Orders Noted:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Please repeat: BP HR RR Temp <input type="checkbox"/> May be off cardiac monitor for radiology studies or transport <p>1915 Phenytoin 100mg IV</p> <p>1915 Ativan 2mg IV</p> <p>1915 Haldol 5mg IM</p> <p>2050 Ativan 1mg IV</p>
Disposition:
<p><input checked="" type="checkbox"/> Admit <input type="checkbox"/> OBS <input type="checkbox"/> Discharge</p> <p><input type="checkbox"/> Med Surg <input type="checkbox"/> Telemetry <input type="checkbox"/> ICU <input type="checkbox"/> L&D</p> <p>Dr. Valentini</p> <p><input type="checkbox"/> Transfer to:</p> <p>Care of Doctor:</p> <p>Condition: <input type="checkbox"/> Improved <input checked="" type="checkbox"/> Stable <input type="checkbox"/> Other:</p> <p>(1) Physician Signature: <i>Dr. Valentini</i></p> <p>(2) Physician Signature:</p> <p>(3) Nurse Signature:</p>

Name: Last Pickard First Danny MI W		DOB: 05-04-57	Sex: M	SVC Date: 01-15-07	PKUP Time: ASAP	Ref: Trans																		
Patient Address: 8377 Ca. 50 Norman Dr Ft Mitchell, AL		Origin Name: Residence 50 Norman Dr Ft. Mitchell, AL	Dept / Rm		Destination Name: Summit ER 4401 Eue Chase Dr. Phenix City AL 36867	Dept / Rm																		
Phone: 260-92-3515	S.S. 260-92-3515	Sending MD:		Receiving MD:																				
Name:	Address:		Phone:																					
Signs & Symptoms Anxiety <input type="checkbox"/> Hypertension <input type="checkbox"/> Vomiting <input type="checkbox"/> Altered Gait <input type="checkbox"/> Dehydrated <input type="checkbox"/> Nausea <input type="checkbox"/> Diaphoretic <input type="checkbox"/> Paralysis <input type="checkbox"/> Hemorrhage <input type="checkbox"/> Respiratory Distress <input type="checkbox"/> Syncope <input type="checkbox"/> Tachycardia <input type="checkbox"/>	Pain Head <input type="checkbox"/> Neck <input type="checkbox"/> Chest <input type="checkbox"/> Abdom <input type="checkbox"/> Extrem <input type="checkbox"/>	LPC: V <input type="checkbox"/> P <input type="checkbox"/> U <input type="checkbox"/>	Skin Color <input type="checkbox"/> Pale <input type="checkbox"/> Warm <input type="checkbox"/> Dry <input type="checkbox"/> Moist <input type="checkbox"/> Diaphoretic <input type="checkbox"/> Other <input type="checkbox"/>	L Pupils L <input type="checkbox"/> Normal <input type="checkbox"/> Dilated <input type="checkbox"/> Constricted <input type="checkbox"/> Non-Responsive <input type="checkbox"/>	R Pupils R <input type="checkbox"/> Normal <input type="checkbox"/> Dilated <input type="checkbox"/> Constricted <input type="checkbox"/> Non-Responsive <input type="checkbox"/>	ABDOMN Soft <input type="checkbox"/> Tender <input type="checkbox"/> Distended <input type="checkbox"/> Other <input type="checkbox"/>	Neuro/Vasc (nl) Cereb L/VE L/R URAL <input type="checkbox"/> P/10 <input type="checkbox"/> J/10 <input type="checkbox"/> D/10 <input type="checkbox"/> C/10 <input type="checkbox"/>	L Lungs Clear <input type="checkbox"/> Crackles <input type="checkbox"/> Wheezes <input type="checkbox"/> Decreased <input type="checkbox"/>	O2 Sat 98% <input type="checkbox"/> 95% <input type="checkbox"/> 92% <input type="checkbox"/>	Cardiac Starting ECG 5785 Ending ECG 5785														
(Origin) Trans Pt from Summit ER to Summit ER Method: Sheet Lift Other: Walked		Monitored Vitals during trans? <input checked="" type="checkbox"/> N (Des) Trans Pt from Summit ER to Summit ER Method: Sheet Lift Other: Walked		Covered w/ Blankets <input type="checkbox"/> Complications? <input checked="" type="checkbox"/>																				
Reason for Transport / Chief Complaint (Why is the patient being transported today?): alcoholic						Relevant Medical Hx med eval																		
What Specific Service is required but not avail at orig facility? med eval																								
Observations / Narrative						Current Medications Ambien																		
Medical Necessity: A: found 49 y/o w/m sitting on sofa. Alcoholic needs help, drunk mouthwash last night at having hallucinations.						Allergies: unknown																		
Narrative: Pt is wanting help for his alcoholism. CAOX 3 pupils slightly constricted, Airway patent, JVD trach midline. Chest equal rise & fall Abdomen un-comfortable, Pelvis stable Extremities: PMS = grossly, CRT normal, Skin warm & dry. VS below, ECG = STACH T Chns. Ck to Summit ER & turned care over to Staff.						IV Main/ Admin Prov # None Gauge: Location: None Attempts: Success: None IV Type Rate None Dose None IV Type Rate None Dose None IV Type Rate None Dose None																		
Physician Order's Verification Physician Signature: _____ Cont on Narrative? Y <input checked="" type="checkbox"/> N <input type="checkbox"/>						Emergency Maintenance Prov # None Alway (Type) None NG Tube None ETT: Size None mm Depth None cm Apex None cm Vent: TV None P102 None % PEEP None Rate None Peak None Flow None																		
Oxygen Therapy Prov # None Mask Cannula None Humidifier None Trach Collar None BVM None LPM None Duration None						Waiting Time > 0:30 Person: 330 End Start Total																		
<table border="1"> <tr> <td>21706</td> <td>151/91</td> <td>122</td> <td>24</td> <td>5100</td> <td>96</td> </tr> <tr> <td>21728</td> <td>136/91</td> <td>112</td> <td>24</td> <td>5100</td> <td>97</td> </tr> </table>						21706	151/91	122	24	5100	96	21728	136/91	112	24	5100	97	Dispatch Enroute 10:20 Arrive 10:23 Transport Arrive 10:23 Clear 10:28 1709						
21706	151/91	122	24	5100	96																			
21728	136/91	112	24	5100	97																			
<table border="1"> <tr> <td>Prov: 1 Driver</td> <td>M. Demetsey</td> <td>EMT</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Prov: 2 Tech</td> <td>G. Lawrence</td> <td>P</td> <td>0600177</td> <td></td> <td></td> </tr> <tr> <td>Prov: 3 Other</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table>						Prov: 1 Driver	M. Demetsey	EMT				Prov: 2 Tech	G. Lawrence	P	0600177			Prov: 3 Other						Level of Care Provided VICU/NICU CH ALS TL Unit Number: 0318
Prov: 1 Driver	M. Demetsey	EMT																						
Prov: 2 Tech	G. Lawrence	P	0600177																					
Prov: 3 Other																								

mit Hospital
disciplinary Progress Note

312/A
PICKARD DANNY
DA VALENTINE RICHARD
M 05/04/1957
01/16/07 00:45

0009789
MSJ
35
000007331



Date & Time	Problem / Focus	Progress Note	Signature & Title
	1-11	<p>1st body member, & threatened self & other friend - tried to cut own wrists</p> <p>Police here - pt has jagged cuts against his upper arm - ripped off a blood smear requires to report from staff</p> <p>No apparent suicidal ideation</p> <p>pt agitated - will refer to unit for monitor him more closely</p> <p>add Therazine for control</p> <p>Chd dr. Telling & wants blood work 195 198 113.1/65 add Temp 11.2 270 Mavard 11</p> <p>A. G. L. with day Surgery at gesture Doctor</p>	

20 Jan 07 3:10pm

✓

82,000,000

000007331

[illegible]

J. M. G. S.

20 Jan 07 3:10 p

Summit Hospital
Medication Administration Record - Blank
19000000

PICKARD DANNY
HARRINGTON LLOYD
M 05/04/1957
02/15/07 17:57

0009789
ENS
35
000007332

Diagnosis:

Alcoholism

Allergies:

Weight:

Administration Period: 1/16 @ 0701 thru 1/17 @ 0700

Days

Evenings

Nights

Medication

Start

Stop

0701 - 1600

1501 - 2300

2301 - 0700

Protonix 40mg IV
QD

1/16/07

0900

(discontinued)

Darvocet N100 $\dot{\div}$ $\ddot{\div}$
Q4H po PRN pain.

2030 dr
0030 dr

0500 dr

Valium 10mg IM or PO q2h
PRN agitation

2010 dr 0150 dr
2310 dr 0235 dr
0015 dr

0500 dr

Haldol 10mg P.O. X 1
now

1/16/07

1/16/07

0150 yk

Response

Meds Not Given

Injection Sites

Signature

Initials

Signature

Initials

A. Relief in 30 minutes
B. Relief in 60 minutes
C. No Relief

P. Patient Awoke
Q. Out of Unit
R. Refused
S. NPO / Studies
T. NPO / Surgery

I. Right Deltoid Area
II. Left Deltoid Area
III. Right Gluteal Area
IV. Left Gluteal Area
V. Right Abdomen
VI. Left Abdomen
VII. Right Thigh
VIII. Left Thigh
IX. Right Ventr/gluteal
X. Left Ventr/gluteal

[Signature]

[Initials]

[Signature]

[Initials]

[Signature]

[Initials]

PRN / Routine

2007-01-16 3:11p

RX0R02

Rx Location: Pharmacy

MEDICATION ADMINISTRATION RECORD

Date: 1/17/2007

User: JACDAVIS

01/18/2007 07:00:00 through 01/19/2007 06:59:00

Time: 16:12:01

Patient: PICKARD DANNY

0009789 Sex: M

Admit Date: 1/16/07

Location: MS3 312-A

Physician: VA VALENTINE RICHARD

89997 Height: 5 ft 10 in Weight: 180 lb 0 oz

No:	Medication	Start/Stop	Adm	1/18	1/18	1/18	1/18	1/18	1/19
				07:00 to 14:59	15:00 to 22:59	23:00 to 06:59			

Scheduled Orders

0049192 POTASSIUM CHL 20MEQ 20 MEQ PO EACH DAY

01/17/2007

0900

ONE DOSE = 20 MEQ = 1 TABLET

AT 0900

K-DUR 20MEQ TAB

03/17/2007

** SOUND-ALIKE/LOOK-ALIKE MEDICATION **

AT 0900

FLOOR STOCK

Sign 1: Sign 2:

0048688 PROTONIX 40MG INJ 40 MG IV EACH DAY

01/16/2007

0900

ONE DOSE = 40 MG

AT 0900

PANTOPRAZOLE 40MG INJ

03/16/2007

FLOOR STOCK

AT 0900

Sign 1: Sign 2:

One time only medications-dose/strength Time Init Signatures Init Shift

John Jones

MD

7A-7P

Patient: PICKARD DANNY

0009789

Diagnosis: ALCOHOLISM

Admitted: 1/16/07 00:45

Discharge: 0/00/00 00:00

Admit Physician: VA VALENTINE RICHARD

Note:

Age: 49 Y Date of Birth: 05/04/1957

Sex: Male

Hist. #:

7331

Location: MS3 312-A

Allergies: No Known Drug Allergy

Patient: 0009789 PICKARD DANNY

Room/Bed: 312-A

Verified By:

209073:111

RXOR02

Rx Location: Pharmacy

MEDICATION ADMINISTRATION RECORD

Date: 1/17/2007

User: JACDAVIS

01/16/2007 07:00:00 through 01/19/2007 06:59:00

Time: 16:12:01

Patient: PICKARD DANNY

0009789 Sex: M

Admit Date: 1/16/07

Location: MSJ 312-A

Physician: UA VALENTINE RICHARD

92997 Height: 5 ft 10 in Weight: 180 lb 0 oz

No.	Medication	Start/Stop	Adm	07:00 to 14:59	15:00 to 22:59	23:00 to 06:59
-----	------------	------------	-----	----------------	----------------	----------------

Scheduled Orders

0049011	Bag 7, 8, 9	01/16/2007	1130	1930	0330	
	Dextrose 5%NS 0.45% KCL 10mEq 1000 ML	AT 1130				
	IV COMB 1000 ML	01/17/2007				
	ONE DOSE = 1000 ML	AT 1129				
	THIAMINE HCL 100 MG IV COMB 2 ML					
	ONE DOSE = 100 MG = 1 ML					
	DSNS1/2 + KCL 10MEQ 1000ML					
	VIT B1 (THIAMINE) 100MG/ML INJ					
	RATE: 125 ML /HR					
	FLOOR STOCK					
	Sign 1: Sign 2:					

20 Jan 07 PM 3:11 PM

One time only medications-dose/strength	Time	Init	Signatures	Init	Shift
---	------	------	------------	------	-------

Patient: PICKARD DANNY 0009789 Diagnosis: ALCOHOLISM
 Admitted: 1/16/07 00:45 Discharge: 0/00/00 00:00
 Admit Physician: UA VALENTINE RICHARD Note:
 Age: 49 Y Date of Birth: 05/04/1957 Location: MSJ 312-A
 Sex: Male Hlat.#: 7331

Allergies: No Known Drug Allergy
 Patient: 0009789 PICKARD DANNY

Room/Bed: 312-A

Verified By:

SUMMIT HOSPITAL
4401 RIVER CHASE DRIVE
PHENIX CITY AL 36867

LABORATORY
JOHN STICH, M.D.

NAME: PICKARD DANNY
MR#: 000007331

DOB: 5/04/57
AGE: 49 SEX: M

PCP:

URINALYSIS

SPECIMEN YR 2007

DT 01/15

TM 18:40

REFERENCE

LOW - HIGH UNITS

COLOR YELLOW
APPEAR CLEAR
SP GR 1.020
PH 6.0
PROTEIN 30
GLUC NEGATIVE
KET 5-80
BILI NEGATIVE
OCCBLOOD LARGE
UROBIL 0.2
NITRITE NEGATIVE
LEUKOCYT NEGATIVE
WBC 0-3
RBC 10-25
EPITH OCC
MUCUS FEW
ACETEST LARGE

TRACE -

NEG -

NEG -

NEG -

NEG -

0.2 - 1.0

NEG -

TECHNOLOGIST DAC
VERIFIED DT 01/15/07
TM 19:02

COMMENTS:

15/07/01 19:00 UA

SOURCE:: VOIDED

Rx Location: Pharmacy

MEDICATION ADMINISTRATION RECORD

Date: 1/17/2007

User: JACDAVIS

01/18/2007 07:00:00 through 01/19/2007 06:59:00

Time: 16:12:01

Patient: PICKARD DANNY

0009789 Sex: M

Admit Date: 1/16/07

Location: MS3 312-A

Physician: UA VALENTINE RICHARD

99997 Height: 5 Ft 10 in Weight: 180 lb 0.03

No:	Medication	Start/Stop	Adm	07:00 to 14:59	15:00 to 22:59	23:00 to 06:59
-----	------------	------------	-----	----------------	----------------	----------------

PRN Orders

0049493 PROPOXYPHENE N-APAP 2 TABLET PO THREE
TIMES A DAY AS NEEDED
ONE DOSE = 2 TABLET
Darvocet N-100 TAB
PRN PAIN
****FLOOR STOCK****
Sign 1: Sign 2:

01/17/2007
AT 0859
03/18/2007
AT 0859

1046 ST

0049494 CHLORDIAZEPOXIDE HCL 25 MG PO EVERY
THREE HOURS AS NEEDED
ONE DOSE = 25 MG = 1 CAPSULE
LIBRIUM 25MG CAP
****FLOOR STOCK****
Sign 1: Sign 2:

01/17/2007
AT 0901
03/18/2007
AT 0900

One time only medications-dose/strength Time Init Signatures Inst Shift

Patient: PICKARD DANNY

0009789

Diagnosis: ALCOHOLISM

Admitted: 1/16/07 00:45

Discharge: 0/00/00 00:00

Admit Physician: UA VALENTINE RICHARD

Note:

Age: 49 Y Date of Birth: 05/04/1957

Sex: Male

Hist. #:

7331

Location: MS3 312-A

Allergies: No Known Drug Allergy

Patient: 0009789 PICKARD DANNY

Room/Bed: 312-A

Verified By:

SUMMIT HOSPITAL

Page of 1

Patient Name: PICKARD, DANNY
MRN: 7331
Order Control: NW
Accession #: 00097890001500
Exam Code: XRPCHEST

Date of Birth: 5/4/1957
Observation Date/Time: 01/15/2007 19:57:00
Order Number: 1500
Ordering Provider: DARIUS BROWN
Clinical Indication: etoh withdrawal

C:.dot

Exam Title:

Chest, AP portable, 01/15/2007.

History:

ETOH withdrawal.

Findings:

The heart diameter and mediastinum are normal. The lungs are clear. There are no pleural effusions.

Impression:

Normal.

Fernando Bayo, III, MD

:This document is electronically signed by Fernando Bayo, III MD on 01/16/2007 at 10:42:24 AM (CST) Verification: 1636689820070116104224

D: 01/16/07 08:47
T: 01/16/2007 08:12
SJN: SMT16366898
DJN: 6534
/

Legally authenticated by BAYO III FERNANDO 2007-01-16 08:12:01

SUMMIT HOSPITAL
4401 RIVER CHASE DRIVE
PHENIX CITY AL 36867

LABORATORY
JOHN STICH, M.D.

NAME: PYCARD DANNY

DOB: 5/04/57

PCP:

MR#: 000007331

AGE: 49 SEX: M

URINE CHEMISTRY

=====

SPECIMEN YR 2007

DT 01/15

TM 18:40

REFERENCE

LOW - HIGH UNITS

PCP NEGATIVE

NEG -

THC NEGATIVE

NEG -

BARBIT NEGATIVE

NEG -

BENZO NEGATIVE

NEG -

COCAINE NEGATIVE

NEG -

OPIATE NEGATIVE

NEG -

TRICYC NEGATIVE

NEG -

TECHNOLOGIST DAC

VERIFIED DT 01/15/07

TM 19:01

****FOR SCREENING PURPOSES ONLY****

Confirmation testing recommended for positives.

[illegible]

MEDICATION ADMINISTRATION RECORD

[illegible]

	1	2	3	4	5	6	7	8	9	10
B					g	h	h	sma	h	h
L										
S										
BT				FB	FB	ent	son	FB	FB	
	11	12	13	14	15	16	17	18	19	20
B	h	h	h	m y	/	h				
L										
S										
BT	h	h		FB	FB			FB	FB	
	21	22	23	24	25	26	27	28	29	30
B	KBH	h	h	h	h	h	h	JA	/	h
L										
S										
BT			R H	FB			FB	FB	FB	

STARTING FOR	THROUGH	Telephone No.	Medical Record No.
Physician	War	Alt. Telephone	
Alt. Physician		Rehabilitative Potential	
Allergies			

Diagnosis									
Medicaid Number		Medicare Number		Approved By Doctor:					
A		C		By:		Title:		Date:	
				Doc		Patient		Amiecin	

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

DANNY W. PICKARD, #245 939

*

Plaintiff,

*

v.

*

3:07-CV-270-MHT

SGT. MOORE, *et al.*,

*

Defendants.

*

ORDER

A 42 U.S.C. § 1983 action has been filed by an inmate alleging a violation of civil rights during his confinement in the Russell County Jail. The Magistrate Judge has reviewed the complaint and determined that this pleading cannot be properly and effectively processed by the court without further additional information from the defendants. Accordingly, it is hereby

ORDERED that:

1. The defendants named in the complaint undertake a review of the subject matter of the complaint (a) to ascertain the facts and circumstances; (b) to consider whether any action should be taken by prison officials to resolve the subject matter of the complaint; and (c) to determine whether other similar complaints, whether pending in this court or elsewhere, should be considered together.

2. A **written report** shall be filed with the court and a copy served upon the plaintiff on or before **May 8, 2007**. The written report must contain the sworn statements of all persons having personal knowledge of the subject matter of the complaint. *In cases involving medical treatment claims, the defendant(s) shall provide an affidavit from a named defendant or other health care professional which (i) contains a detailed explanation of the treatment provided to the plaintiff, and (ii) interprets the information contained in the medical records relevant to the claims presented in the complaint. All defenses including immunity defenses must be set forth in the written report or such defenses may be waived.* Authorization is hereby granted to interview all witnesses, including the plaintiff. Whenever relevant, copies of medical and/or psychiatric records shall be attached to the written report. Where the plaintiff's claim or the defendants' defenses relate to or involve the application of administrative rules, regulations or guidelines, the written report shall include copies of all such applicable administrative rules, regulations or guidelines.

3. The defendants shall identify the plaintiff's status during his incarceration in the county jail, i.e. whether he was a pre-trial detainee or convicted prisoner, at the time of the actions which form the basis for the instant complaint.

4. An answer be filed on or **May 8, 2007**.

5. No motion for summary judgment, motion to dismiss or any other dispositive motions addressed to the amended complaint be filed by any party without permission of the

court. If any pleading denominated as a motion for summary judgment, motion to dismiss or other dispositive motion is sent to the court, the court shall not file or otherwise treat the pleading as a dispositive motion until and unless further order of the court.

6. NOTICE TO PLAINTIFF.

(a) The *Federal Rules of Civil Procedure* require that the plaintiff mail to the lawyer for the defendants or, if no attorney has appeared on behalf of the defendants, the defendants themselves a true copy of anything which he sends to the court. Failure to do so may result in dismissal of this case or other penalties. Anything filed should contain a certificate of service which specifically states that the pleading has been sent to the lawyer for the defendants. If the pleading does not contain a certificate of service, it will not be accepted for filing.

(b) With the exception of the complaint and any response ordered by the court, “[n]o other pleading shall be allowed” in this cause of action. Rule 7(a), *Federal Rules of Civil Procedure*.

(c) Each pleading, motion or other application submitted to the court shall contain "a caption setting forth the name of the court, title of the action, the file number, and a designation[.]" Rule 10(a), *Federal Rules of Civil Procedure*, and must be signed by the plaintiff. Rule 11(a), *Federal Rules of Civil Procedure*.

(d) Every application which requests an order or particular action by the court “shall be [presented] by motion which, unless made during a hearing or trial, shall be made

in writing." Rule 7(b)(1), *Federal Rules of Civil Procedure*. The application "shall set forth with particularity the grounds" for the motion and "the relief or order sought." *Id.* Additionally, the request or application for relief must contain a proper caption setting forth a title designation which specifically states the action that the applicant or movant wants the court to undertake. Rules 7(b)(2) and 10(a), *Federal Rules of Civil Procedure*. Any application or request which fails to comply with the directives of the civil rules as outlined in this order will not be accepted by the court for filing.

The plaintiff is hereby advised that the court will consider only those requests presented in an appropriate motion which is in the proper form. Consequently, any application for relief or request for action *must be contained in the title of the motion to warrant consideration by the court.*

(e) All amendments to a complaint must be labeled with the words "amendment to complaint" or similar language. Except as permitted by Rule 15(a), *Federal Rules of Civil Procedure*, no amendment to a complaint will be accepted by the court for filing **unless accompanied by a motion for leave to amend.**

(f) **All amendments to the complaint and/or motions to amend must be filed within ninety (90) days of the date of this order and the allegations contained therein must relate to the facts made the basis of the instant complaint. Proposed amendments or motions to amend filed after this date will be considered untimely. Any such**

amendments or motions which contain claims unrelated to the claims presented in the original complaint will not be considered by the court.

(g) Plaintiff is informed that this case will proceed as quickly as possible and that he will be informed of all action the court takes.

(h) If the plaintiff moves to a different institution or is released, he must immediately inform the court and the defendants of his new address. Failure to comply with this requirement will result in the dismissal of this case. In so doing, Plaintiff shall style this notification as a "Notice of Change of Address" and provide a copy of this notice to Defendants. Failure to comply with this requirement will result in a Recommendation that this case be dismissed;

(i) It is the responsibility of the plaintiff to furnish the clerk's office with accurate addresses for the defendant(s) whom plaintiff wishes to serve. Without accurate addresses, service of process is impossible. It is also the responsibility of the plaintiff to monitor this case to make sure that the persons whom plaintiff wishes to sue have been served. If a person has not been served, he/she is not a party to this lawsuit except in very unusual circumstances.

The plaintiff is specifically **CAUTIONED** that his failure to file motions, pleadings or other papers in conformity with the *Federal Rules of Civil Procedure* and/or the directives contained in this order will result in such documents not being accepted for filing. The

CLERK is DIRECTED to not accept for filing any pleadings, motions or other applications submitted by the plaintiff which are not in compliance with either the *Federal Rules of Civil Procedure* or the directives contained in this order.

The CLERK is hereby DIRECTED to furnish a copy of this order to Plaintiff and a copy of this order together with a copy of the complaint and any and all attachments to Defendants Moore and Riley.

Done, this 30th day of March 2007.

/s/ Wallace Capel, Jr.
WALLACE CAPEL, JR.
UNITED STATES MAGISTRATE JUDGE

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

2007 MAR 28 A 9:59

Danny W. Pickard 245 939
Full name and prison number
of plaintiff(s)

v.

Det Moore
[Redacted]

Det Russell CO. DETENTION CEN
MRS - Riley Nurse

Name of person(s) who violated
your constitutional rights.
(List the names of all the
persons.)

DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

CIVIL ACTION NO. 3:07-CV-270-MHT
(To be supplied by Clerk of
U.S. District Court)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (X)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES () NO (X)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if state court, name the county) _____

3. Docket number _____
4. Name of judge to whom case was assigned _____
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____
6. Approximate date of filing lawsuit _____
7. Approximate date of disposition _____
- II. PLACE OF PRESENT CONFINEMENT Russell County Detention Center
- PLACE OR INSTITUTION WHERE INCIDENT OCCURRED Russell County Detention Center
- III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.
- | | NAME | ADDRESS |
|----|------------------------|--|
| 1. | <u>A Sgt Moore</u> | <u>Russell County Detention center</u> |
| 2. | <u>[REDACTED]</u> | <u>" " "</u> |
| 3. | <u>Russell Co CO's</u> | <u>" " "</u> |
| 4. | _____ | _____ |
| 5. | _____ | _____ |
| 6. | _____ | _____ |
- IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 1/22/23/07
- V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:
- GROUND ONE: I WAS beaten until I thought I was Literally gone

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

Be Killed, Sgt Moore sprayed my face full of mace, slapped me with his steel Black-jack & Busted my head, Kept on spraying & Beating until I passed out 1-22-07

GROUND TWO: 405 of Russell county deputies beat me down Kicked 2 of my front teeth out

SUPPORTING FACTS: Witnesses saw this, 1-22-07 Hospital sewed me up, The whole jail witnessed my face after Moore got thru, as did a good honorable Judge Greene

GROUND THREE: They (Russell Co. Medical staff) have denied me medical help they seem to ignore

SUPPORTING FACTS: My request, even though my nerves are shot, I have extreme head aches, anxiety, dizziness, I had 2 seizures they've ignored them also, passed 3 kidney stones without as much as an aspirin in the day time.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

I want Sgt Moore suspended with out pay.
I want Vindication in the amount to
cover what ever expenses I might have
when I do get to see a real psychologist

Danny Richard
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true
and correct.

EXECUTED on

3/23/07
(Date)

Danny Richard
Signature of plaintiff(s)

I swear all statements to be true
as I remember them,

3 witnesses who seen the beating

① Clinton Trammell

② Sam Colta

③ Jeffrey Harold

④ Mr. Goodman - Nurses' aid witnessed nurse
throwing away my Request Forms, + begging for
Medical & Dental Help, with not 1 response

Attachment

Russell Co Jail.

I

Continued Grievance

Date of crime 1-22-07

* I had been drinking for about a week, I was beginning to sober up + started going into DT's. I called an Ambulance out to my self. They sent the Russell Co police out First. then the Ambulance. I was taken to Summit Hospital, I'm sure the doctors there hadnt had to much experience with DT's. They were not giving me enough Medication + I went into DT's. And got Rowdy and Scared them, so they called Russell Co Police back to the Hospital. They found An old warrant a Probatic violation From FLA. on me. So I Ended up in Russell County Jail rather than in a Hospital.

* This is what I Remember happening 1/22/07
I went into DT's, right before we got to the Jail. I Dont know what I could of been Immigainig, but when we got inside I remember being Kicked, Kneea Hit, pulled + slammed around, while my cloths were being torn off. I got 2 front teeth missing during this beating. I was drug around NAKED in front of the female staff, and thrown in a cold holding Cell NAKED. Eventually After I settled down I went into DT's again, I thought I heard sirens + went to see what it was, I pushed on the door + IT SLID open, I walked out side of it + there was ~~at Moore~~! I Turned + walked toward him I thought he was there to help me.

Спиенансе II

* ALL OF A sudden I get saturated in ~~the~~ blood. then I feel a descending pain across my right Eye. He has hit me with his steel club. In ALL The Blood, mace, slapper, I cant see or hear anything The cut is about $\frac{3}{4}$ inch wide & about 6" Long. around & across my right eye. I Immediately Hit the floor begging him not to hit me any more. But it WASNT enough AS FAR AS HE WAS concerned, He kept spraying & swinging his bar I kept backing away, Cryin, Couldnt hardly see or hear anything, Blood steadily flowing. He Backed me in a closet of some kind. I grabbed at the door. Tryin to close it, But he kept sticking that Bar in between it. STILL spraying & tryin to hit me again. I found some kind of handle was poking at his club trying to get him to go away. I guess with all the bleeding, mace & fear I passed out. I CAN remember thinking there going to kill me now & started praying, The whole time ~~for~~ for Moore was on my back still trying to spray me again with his mace, Then it was the sheriff that came in I believe. They thru me down on the floor & handcuffed me from the back. Toting me Like a suit case they ALMOST Tore my ARMS Loose. Kept banging my knees tryin to get me to WALK, Like I could After such a beating twice. I was then toted out of the JAIL -

C-22

III

Grievance III

And thrown in the back of a van.

* I was then hauled to another JAIL, was told in there where there was a nurse for Russell Co on Duty. The Sheriff ASKED her about sewing it up she told him she couldn't do anything with this cut. IT WAS TO wide & TO Deep. So she was ^{told to} call another ambulance out to me. So we went BACK to the Hospital. We went in the back & out the back door, I'm not sure I even signed in. They put about 25 Staples in my head & around my eye. They didn't even take time to do a scan to see if there was something else wrong. I guess the van was sent for cleaning because when we Left the hospital we were in the sheriff's car when we got to the JAIL the sheriff jerked me out of the car, snatched me across his trunk & said if I SAID another word he would take off the other side of my head. As we entered the JAIL I was stripped again & put in the holding cell. Sick, COLD, NAKED and SORE. I WAS Left this way for 6 days

* the nurse & other deputies that cleaned me up before the ambulance was called held me down & cut all my hair off for no reason. They washed most the blood off, put on a piece of a bandage on me, & we waited on the ambulance. I HAVE NO IDEAL why ALL this HAD TO HAPPEN.

C-22

II

Grievance

- * Since ALL this has happened, I have been put in the back in Cell C. I have been denied Medical Attn. They Just Keep giving me the run around about it.
- * Since the beating I have severe headaches Dizziness, My Memory slips more & more each day, My speech is slowed from the difficulty in Remembering simple words to complete a sentence. My nerves are ruined, Always shaking & Jumpy, I Sleep hardly ANY. ANXIETY & FEAR are over whelming. I broke off the stub of my tooth that was Left from the 1ST beating the other nite eating. Now I also have an EXTREME TOOTH ACH. I cant get to the dentist to get it pulled.
- * My right eye brow is $\frac{1}{2}$ inch lower than the Left. When ever I see sgt. MOORE or hear him call my name, I see or hear Amosity in him. I Am scared of having a replay of this again. This is the only way I know I might protect my self, From the officers & having Trauma Later from this & no insurance or way of paying for medical Attn.

LAST of Grievance

* CHIEF ALEXZANDER, I WANT TO PERSONALLY appeal to you professionalism and on you being a compassionate man. I WAS BEATEN UNBODILY FOR NO REASON.

I ACTUALLY WAS SCARED FOR MY LIFE a couple times. Everytime I hear or see Sgt Moore, I shake in fear. Him & some of the other officers seem to be holding on to a grudge.

* I Feel that the appropriate action to be taken would be for Sgt. Moore & ALL ACCOMPANYING OFFICERS be suspended without pay until Further investigation. I ALSO know they were trying very hard to cover ALL this up. remember ALL they had on me was a hold for FIA.

* CHIEF, I ALSO SER INTEND ON SELF Gradification with A. 1983 FEDERAL LAW suit Form. I would also be grateful For your help with this. Of Course not to Exceed your duty & obligations to the SHERIFF AND to your Jail.

Thank you for your help
D. Dickard

C 22

2/24/07